

RICHARD MYERS CURRICULUM VITAE

February 2019

PERSONAL

Richard E. Myers II
Henry Brandis Distinguished Professor of Law
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EDUCATION

University of North Carolina at Chapel Hill

J.D. May 1998 (magna cum laude)

- Ⓢ Order of the Coif.
- Ⓢ Articles Editor, *North Carolina Law Review*, 1997-98; staff 1996-97.
- Ⓢ Editor in Chief, *Mere Dictum* (law school student newspaper) 1995-97.

Howard University/University of Western Cape

Cape Town, South Africa, Summer 1996.

University of North Carolina at Wilmington

M.A. History, May 1994.

- Ⓢ Emphases: 20th Century American History, US National Security, Diplomacy, Intelligence.
- Ⓢ Thesis: *Impassioned Youths with Banners Unfurled: U.S. Foreign Policy and the 1964 Panama Canal Riots.*
- Ⓢ Phi Alpha Theta, International History Honor Society.

B.A. Political Science (Summa Cum Laude), 1989.

PROFESSIONAL EXPERIENCE

University of North Carolina at Chapel Hill, School of Law

Henry Brandis Distinguished Professor of Law and Director of Trial Advocacy, 2014 to present

Associate Dean and Henry Brandis Distinguished Professor of Law July 2013 to November 2014

Associate Dean and George R. Ward Term Research Associate Professor July 2010 to June 2013

Assistant Professor June 2004 to June 2010

Currently teach Criminal Law, Criminal Procedure, Evidence, Expert Witness Practicum, White Collar Crime. Previously served as Associate Dean for Student Affairs; directly supervising Assistant Deans for Admissions, Career Services, Public Service, and Student Affairs. Past

courses taught: Ethics in Criminal Practice, An Introduction to U.S. Criminal Justice. Research interests include the intersection of administrative and criminal law and procedure, technology and criminal procedure, federalism and the criminal law, the role of checks and balances in creating a criminal justice system that accurately reflects the nation's goals and values, and the intersection of science, evidence, and criminal justice.

United States Department of Justice

Assistant United States Attorney, Central District of California, Eastern District of North Carolina January 2001 to June 2004

Prosecuted general crimes, including counterfeiting, narcotics, firearms and immigration. Wrote, filed and argued motions in federal District Court. Wrote and filed brief Fourth and Ninth Circuit Courts of Appeal. Argued before Ninth Circuit. Drafted indictments and informations. Conducted evidentiary hearings and probation revocation hearings. Drafted and argued government's position regarding sentencing. Conducted multiple jury trials, resulting in convictions, some with special circumstances. Conducted multiple ongoing grand jury investigations. Headed the Violent Crimes Task Force for Wilmington, New Hanover County and Pender County, coordinating civilian and military Special Assistant United States Attorneys and a multijurisdictional team of agents, police officers and prosecutors.

20th Century Fox [The Lyon's Den]

Legal Consultant/Script Advisor 2003

Worked with writers or writing teams on the portions of their scripts related to the law or legal practice. Reviewed all scripts for technical accuracy, made recommendations for ways that legal issues could be successfully incorporated into stories.

O'Melveny & Myers LLP

Associate, 1999 -2001

Member White Collar Criminal Law and Environmental and Regulatory Compliance Practice Group. Wrote, filed and argued noticed and ex parte motions in federal and state court.

Conducted suppression hearings, including multiple direct and cross-examinations. Prepared cases for trial, conducted *voir dire*. Represented multiple witnesses in grand jury proceedings.

- Ⓟ Represented Los Alamos nuclear scientist Wen Ho Lee against allegations that he stole U.S. nuclear secrets intending to pass them to a foreign power.
- Ⓟ Represented a client charged with multiple RCRA violations.
- Ⓟ Represented a major U.S. oil company in a regulatory compliance investigation involving underground storage tanks.
- Ⓟ Participated as volunteer prosecutor in Trial Advocacy Prosecutors Program at City of Redondo Beach.
- Ⓟ Represented high-tech clients, including a major record label and a major research institution in cases involving intellectual property and Bayh-Dole rights.
- Ⓟ Represented two California counties accused of FCA violations.
- Ⓟ Represented witnesses before U.S. Attorney and SEC in connection with securities fraud investigations.

D.C. Circuit Court of Appeals

Law Clerk, Hon. David Sentelle

Reviewed briefs filed by parties, prepared bench memoranda, prepared first drafts of opinions.

Wilmington Star-News Inc., Wilmington N.C.

Reporter, Wilmington Morning Star, 1991-1995.

Positions included stints on the city, police and business beats. Developed and maintained source networks while producing two to three stories per day. The *Wilmington Morning Star* is a member of the New York Times Regional Newspaper Group.

Special Intelligence Group (SIG)

Analyst, Latin America and the Americas, Feb. 1993-August 1995.

Performed political and risk analysis for American corporations with current or potential operations worldwide. Wrote custom-tailored reports for clients in a variety of industries while working closely with the firm's senior analysts, including several with long-term experience in the national security field.

PROFESSIONAL AWARDS

- Ⓢ Honorary Bencher, Middle Temple Inn of Court, London, England
- Ⓢ Vice President, North Carolina Bar Association 2017-18
- Ⓢ University of North Carolina Carnegie Fellowship Nominee
- Ⓢ University of North Carolina Celebration of Faculty Diversity, Achievement and Success (2015)
- Ⓢ Henry Brandis Distinguished Professor of Law (2013)
- Ⓢ George R. Ward Term Research Chair, University of North Carolina School of Law (2010)
- Ⓢ Outstanding Service Award, United States Department of Justice, Eastern District of North Carolina, (2004)
- Ⓢ Outstanding Prosecutive Service Award, Federal Bureau of Investigation (2003)
- Ⓢ National Asian Pacific American Bar Association (NAPABA), Distinguished Service Award (2001)
- Ⓢ Los Angeles County Criminal Courts Bar Association, Trial Lawyer of the Year (2001) (jointly awarded to the Wen Ho Lee defense team)
- Ⓢ American Jewish Congress, Tzedek Award for Enhancing Justice (2001)

BAR ADMISSIONS

California Bar #202627
United States Supreme Court
United States Court of Appeals for the Fourth Circuit
United States Court of Appeals for the Ninth Circuit
Eastern District of North Carolina
Central District of California
Supreme Court of California

PUBLICATIONS/MANUSCRIPTS

Article: *The Attorney-Client Privilege, Client Confessions and Wrongful Convictions: Immunity as a Statutory Solution*, 104 Cornell Law Review Online 1 (2018).

Article: *Police-Generated Digital Video: Five Key Questions, Multiple Audiences, and a Range of Answers*, 96 N.C. L. Rev. 1237 (2018).

Article: *The Constitution v. the Convention: The Evolution of the Court-mandated Right to Counsel in the United States and Europe*, 27 DUKE J. COMP. AND INT'L LAW 1 (2016) (with Sara Sun Beale).

Article: *Fourth Amendment Small Claims*, 10 OH. ST. J. CRIM. L. 571 (2013).

Article: *The Future of Effective Assistance of Counsel: Rereading Cronin and Strickland in Light of Padilla, Frye and Lafler*, 45 TEX. TECH. L. REV. 229 (2012)

Article, *Who Watches the Watchers in Public Corruption Cases?*, in COMBATING CORRUPTION, UNIVERSITY OF CHICAGO LEGAL FORUM, (2012).

Article: *Challenges to Terry for the Twenty-First Century*, 81 MISSISSIPPI L. JOURNAL 937 (2012).

Article: *Adversarial Counsel in an Inquisitorial System*, 37 N.C. I.L.J., 411 (2011).

Article, *Complex Times Don't Call for Complex Crimes*, 89 N.C. L. Rev. 1849 (2011).

Article: *Requiring a Jury Vote of Censure to Convict*, 88 N.C. L. REV. 137, (2009).

Article: *Responding to the Time-Based Failures of the Criminal Law Through a Criminal Sunset Amendment*, 49 BOSTON COLLEGE LAW REVIEW 1327-1382, 2008.

Article: *Detector Dogs and Probable Cause*, 14 GEO. MASON. L. REV. 1-36, 2006.

Article: *Restoring the Peers in the "Bulwark": Blakely v. Washington and the Court's Jury Project*, 83 N.C. L. REV. 1383-1418, 2005.

Article: *After Caballes, Should We Let Sniffing Dogs Lie?* CRIMINAL JUSTICE, Winter 2006, 4-13.

Book contribution: *Separating the Role of Judge and Jury By Type of Judgment*, CRIMINAL LAW CONVERSATIONS, Paul Robinson et al. editors, Oxford University Press (2009).

Masters Thesis: *Impassioned Youths with Banners Unfurled: U.S. Foreign Policy and the 1964 Panama Canal Riots*. Unpublished, on file at the University of North Carolina at Wilmington.

PRESENTATIONS

CLE Presentation: *Search and Seizure in the Digital Age, Riley, Carpenter, Microsoft and Beyond*, UNC Festival of Legal Learning, Chapel Hill, NC, 2/8/2019

CLE Presentation: *The Future of the U.S. Supreme Court*, (Panel Event with Mary-Rose Papandrea, Eric Muller and Gene Nichol), UNC Festival of Legal Learning, 2/8/2019

Presentation: *The Art of Closing Argument – Building Trials Backwards*. UNC School of Law Trial Law Academy, 11/6/2018

Panel Discussion: *Silent Sam – The Effect of a Confederate Statue on a Southern Campus*, Sponsored by the National Lawyers Guild UNC Student Chapter, 9/17/2018

Presentation: *Miranda v. Arizona As Judicial Overreach*, Southeast Association of Law Schools Annual Meeting 8/6/2018

Presentation: *White House-Department of Justice Relations: Executive Control or Independence?* Southeast Association of Law Schools Annual Meeting 8/9/2018

WCHL Appearance: *Focus Carolina Reflections on an Career as a Carolina Lawyer* 7/30/2018

Presentation: *US Constitutional Law for the Warrior-Scholar*; Warrior-Scholar Project lecture, University of North Carolina, 6/5/2018

Presentation: *Extraterritorial Application of the US Constitution in Mutual Legal Assistance Cases*, ECLAN Conference, Queen Mary University of London 5/18/2018

Presentation: *EU-UK criminal justice cooperation and access to evidence across the Atlantic Current challenges and possible options after BREXIT*, Brussels, 2/21/ 2018

CLE Presentation: *Selecting and Preparing Expert Witnesses*, UNC Festival of Legal Learning, Chapel Hill, NC, 2/9/2018

Presentation: *Polarization in Politics* (Panel event with Mary-Rose Papandrea and Bill Marshall) UNC School of Law, 10/26/2017

Lecture: *Respecting the Scope of the Fourth Amendment in Military Investigations*, United States Military Academy, West Point 10/18/2017

Presentation: *Serving As an Election Law Expert: What Lawyers and Courts Expect*, Duke University School of Law, 11/5/2017

Symposium Presentation: *Police-Generated Digital Video: Five Key Questions, Multiple Audiences, and a Range of Answers* 11/3/2017

CLE Presentation: *Basic Firearms for Lawyers: A Primer on Guns and Federal Law*, North Carolina Office of the Appellate Defender, Durham, NC 4/24/2017

Presentation: *Was Miranda v. Arizona a Legitimate Constitutional Prophylactic Rule? A Critical Examination of the Comparative Rationale for Exclusionary Rules*, Ninth Annual Conference on the Future of Adversarial and Inquisitorial Systems, UNC School of Law 4/8/2017

CLE Presentation: *When Can/Must A Lawyer Disclose Information About A Potential Wrongful Conviction? Amended Rule 3.8 and New Rule 8.6*, Ethics Hot Issues 2017 Seminar, North Carolina Advocates for Justice, Raleigh, NC, 2/22/2017

CLE Presentation: *Basic Firearms for Lawyers*, with Special Agent John Golder, UNC Festival of Legal Learning, Chapel Hill, NC 2/10/2017

Presentation: *The Fourth Amendment and Government Use of UAV Technology: Digital Evidence-Gathering via Drone*, Campbell University School of Law Symposium, Flying Above the Law: Legal Issues Surrounding the Domestic Use of Drones, 2/3/2017

Presentation: *Police-Generated Digital Video, From Policy Considerations to Boots on the Ground*, Arkansas Municipal Lawyers Association 1/13/2017

Discussant: *The Effects of DNA Databases on the Deterrence and Detection of Offenders*, by Jennifer Doleac et al., Duke Conference on Empirical Legal Studies, 11/19/2016

Commentator: *Jury Selection Patterns as a Political Issue*, presented by Ronald Wright, Wake of Forest University Vanderbilt Criminal Justice Roundtable, Nashville, TN, 11/12/2016

Moderator: *The First Amendment Legacy of Justice Antonin Scalia*, U.N.C. First Amendment Law Review Symposium, 10/28/2016

Grand Day Lecture: *In the Criminal Courts of North Carolina*, Middle Temple Inn of Court, London England, 10/20/2016

Justice Scalia's Missing Voice in Criminal Procedure: The Supreme Court October Term 2015 Review, American Constitution Society, UNC School of Law, 10/4/2016

Presentation: *Body Worn Cameras, From Policy Considerations to Boots on the Ground*, International Municipal Lawyers Association Annual Conference, San Diego California, 10/1/2016

Presentation: *Why Prophylactic Rules Are Not Legitimate Constitutional Rules*, Federalist Society Debate, UNC Chapel Hill, 9/22/2016

Podcast: *Mathis v. United States, Post-decision ScotusCast*, Federalist Society, Washington DC, 8/18/2016

Presentation: *Why Prophylactic Rules Are Not Legitimate Constitutional Rules*, Southeastern Association of Law Schools Annual Conference, Amelia Island, FL, 8/6/2016

Presentation: *Police-Generated Digital Video: Crafting Effective Policy*, International Society for the Reform of Criminal Law Annual 29th International Conference, Halifax, Nova Scotia, Canada, 7/25/2016

Presentation: *My Client Did It: Immunity as a Solution to the Problem of Client Confessions, Wrongful Convictions, and the Attorney-Client Privilege*, University of North Carolina School of Law, 7/13/2016

Presentation: *The Exclusionary Rule in the United States*: University of Basel/Strasbourg University/Bonn University Law Graduate Student Training, Trinationales Eucor-Seminar Beuggen Germany, 5/19/2016

Presentation: Access to Police-Generated Digital Videos: Who, What, Where, When, Why and How, at the 8th Conference on the Future of Adversarial and Inquisitorial Systems: Criminal Investigations in the Age of Smart Data, Bologna Italy, (Jointly sponsored by the European Union, the University of Warwick, UNC School of Law, University of Basel, and Universita Di Bologna) 5/13/2016

Podcast: *Welch v. United States, Post-decision ScotusCast*, Federalist Society, Washington DC, 4/5/2016

CLE Offering: Ethics in Criminal Practice, North Carolina Advocates for Justice Annual Training, Raleigh, NC, 2/24/2016

CLE Offering: Detector Dogs and Probable Cause, UNC Festival of Legal Learning, 2/13/2016

Presentation: Amendments to the Local Rules of the E.D.N.C., N.C. Federal Bar Association training, Raleigh, N.C., 11/6/2016

Judicial Training Short Course: *Detector Dogs and Probable Cause*, UNC School of Government, 11/5/2015

Debate Moderator: Is Inequality Unfair? A Joint Presentation of the UNC Federalist Society and the UNC American Constitution Society, 10/5/2015

Presentation: *A Jury of One's Peers: From Magna Carta to the Sixth Amendment*, at 800 Years of *Magna Carta*, North Carolina Law Review Symposium, 10/2/2016

Presentation: *Interlocking Constitutional Watchdogs, The Free Press, an Independent Judiciary, the Jury and the Grand Jury; the U.S. Approach to Combatting Public Corruption*, at the 3rd (Annual) Renmin-Queen Mary University Criminal Justice Forum, Academic Conference on Anti-Corruption and International Cooperation, Renmin School of law, Beijing, China

Presentation: *The Supreme Court and Criminal Procedure*, October Term 2014, UNC School of Law 7/28/2015

Presentation: *The Constitution v. the Convention: The Evolution of the Court-mandated Right to Counsel in the United States and Europe*, Warwick School of Law, Warwick England, Seventh Conference on the Future of Adversarial and Inquisitorial Systems, (Jointly funded by the European Union, the University of Warwick, UNC School of Law University of Basel, and Universita Di Bologna) 5/20/2015

Podcast: *Chaidez v. United States, Post-decision ScotusCast*, Federalist Society, Washington DC

Presentation: *Racial Minorities and the Police*, in *50th Anniversary of the Civil Rights Act of 1964 & Voting Rights Act of 1965: An Interdisciplinary Dialogue*, Washington and Lee Journal of Civil Rights and Social Justice Symposium, 2/20/15

Presentation: *Ethical Issues in Client Representation for the Bench Bar and UNC Law*, Witt Professionalism Dinner, University of North Carolina School of Law 9/23/14

Podcast, *An analysis of oral arguments in Johnson V. United States*, Federalist Society, Washington, DC

Presentation: *Police Shootings and Citizen Violence, A Critical Look at the Events in Ferguson MO*, UNC School of Law

Presentation: *Ethical Issues in Client Representation*, Charlotte Professionalism Dinner, 9/23/14

Presentation: *Responses to The New Jim Crow*, Southeastern Association of Law Schools Annual Meeting, Amelia Island, FL 8/5/14

Presentation: *Crafting Effective Closing Arguments*, National Institute for Trial Advocacy, UNC School of Law, 5/18/14

Presentation: *Crafting Effective Opening Statements*, National Institute for Trial Advocacy, UNC School of Law, 5/17/14

Presentation: *Client Confessions, Wrongful Convictions, and the Attorney Client Privilege*, Savannah Law School 3/13/14

Presentation: *Trial Skills, Opening Statements and Closing Arguments*, UNC School of Law 2/25/2014

Presentation, *Evidentiary Issues in Film: The Case of My Cousin Vinnie*, UNC School of Law, 2/6/14

Presentation: UNC Honor System changes and developments, UNC Faculty Executive Committee

Presentation: *Trial Skills: Direct and Cross Examination and Real Evidence*, UNC School of Law, 11/12/2013

Presentation, NPR, State of Things, legal developments, July 16, 2013

Commentator: *Discretion and Procedural Sanctions*, Fifth Conference on the Future of Adversarial and Inquisitorial Systems, (Jointly funded by the European Union, the University of Warwick, UNC School of Law and Università Di Bologna), Università di Bologna, Facoltà di Giurisprudenza, Ravenna, Italy 5/18/2013

Commentator: *Investigative and Prosecutorial Discretion*, Fifth Conference on the Future of Adversarial and Inquisitorial Systems, (Jointly funded by the European Union, the University of Warwick, UNC School of Law and Università Di Bologna), Università Di Bologna, Ravenna, Italy 5/17/2013

Presentation: *Chaidez v. United States - Post-Decision SCOTUScast*, Federalist Society For Law and Public Policy Studies, 3/14/2013

Presentation: *Trial Skills: Direct and Cross Examination and Real Evidence*, UNC School of Law, 2/28/2013

Presentation: *Trial Skills, Opening Statements and Closing Arguments*, UNC School of Law 2/25/2013

Presentation: Fourth Amendment Small Claims Court, UNC School of Law, 1/30/2012

Moderator: *United States V. Jones: Technology and the Fourth Amendment*, UNC School of Law Journal of Law and Technology Symposium 1/25/2012

Presentation: *Advanced Topics in Evidence*, Workshop for Judges of the Fourth Circuit, 11/14/2012

Presentation: *Working Effectively with Witnesses and Real Evidence*, Workshop for Trial Team Participants, UNC School of Law, 10/29/2012

Moderator: *Separation of Powers and the Consumer Financial Protection Bureau*, UNC Federalist Society, UNC School of Law, 10/24/2012

Presentation: *Crafting Excellent Opening and Closing Statements*, Workshop for Trial Team Participants, UNC School of Law, 10/23/2012

Presentation: *Lafler and Frye and the Future of the Right to Counsel*, Federal Defender's Retreat, Eastern District of NC 5/10/2011

Presentation: *Use of Force in "Self-Defense": The Trayvon Martin Case*, UNC School of Law 4/4/2012

Symposium Presentation: *The Future of Effective Assistance of Counsel: Rereading Cronin and Strickland in Light of Padilla, Frye and Lafler*, Texas Tech University 5/30/2012

Moderator: Assessing Police Use of Force, Federalist Society Presentation, 3/16/2012

Presentation: *Challenges to Terry for the Twenty-First Century*, American University Washington College of Law, 3/9/2012

Symposium Presentation: *Who Watches the Watchers in Public Corruption Cases?* The University of Chicago Legal Forum, Combating Corruption (Co-sponsored by the ABA Global Anti-Corruption Task Force) 11/4/2011

Symposium Presentation: *Challenges to Terry for the Twenty-First Century*, The Future of the Fourth Amendment, University of Mississippi College of Law, 4/2/2011

Symposium Presentation: *Adversarial Counsel in an Inquisitorial System*, Conference on the Future of the Adversarial System, 4/1/ 2011

Presentation: *Rethinking Reasonable and Articulable Suspicion: The Future of the Terry Paradigm*, NC Bar Association CLE, 2/23/2010.

Presentation: *Metacognition in Trial Courts: Getting what we know about how we know in front of the jury*, Festival of Legal Learning, February 2010.

Moderator: *Guantanamo Bay and Legal Ethics*, Federalist Society, UNC School of Law, 11/10/2010.

Presentation: *Ethical Problems for Lawyers, Comments From the Drafters*, Charlotte Professionalism Dinner, 10/27/2010.

Moderator: The Constitution in 2020, The Future of Criminal Justice, Citizenship and Community, Florida State University, 10/8/2010

Presentation: *Complex Times Don't Call for Complex Crimes*, N.C. Law Review Symposium, 10/15/2010.

Presentation: *Criminal Justice and The Family*, Southeast Association of Law Schools Annual Meeting, West Palm Beach, Fl. 8/4/2010.

Presentation: *Lessons Learned for Litigators from the Duke Lacrosse Case*, CLE, Wilmington, NC; UNC Law Alumni Association 6/23/2010

Presentation: *Rethinking Reasonable and Articulable Suspicion: The Future of the Terry Paradigm*, Law and Society Conference, Chicago, 5/27/2010.

Presentation: *The American Criminal Adjudication System: Prosecution*, Pakistani Delegation from the State Department, UNC School of Law, 5/4/2010.

Commentator: Federalist Society, Chip Mellor's THE DIRTY DOZEN, UNC School of Law 4/7/2010

Commentator: Future of The Adversary System Conference, UNC Center for European Studies/UNC School of Law, 4/6/2010.

Presentation: *Lessons Learned for Litigators from the Duke Lacrosse Case*, CLE, Asheville, NC UNC Law Alumni Association 4/5/2010.

Presentation: Constructed Memory and Courtroom Practice, CLE (3 hours), Womble Carlyle, Atlanta GA 3/9/2010

Presentation: *The Value of a Federal Judicial Clerkship*, UNC School of Law, 3/3/2010

Presentation: *Progressive Methods in Classroom Teaching – Student-Led Seminar Teaching*, UNC School of Law, 2/16/2010.

Commentator: Federalist Society, *Why the Government Should Sell Drugs*, Arnold Loewy, 2/11/2010

Presentation: *Lessons Learned for Lawyers From the Duke Lacrosse Investigation*, Festival of Legal Learning, February 2, 2010.

Presentation: *Theme and Theory in the Presentation of a Criminal Trial*, Broun National Trial Team, UNC School of Law 11/5/2009.

Commentator: American Constitutional Society, Paul Butler's LET'S GET FREE: A HIP-HOP THEORY OF JUSTICE, 11/4/2009.

Presentation: *The Intersection of Ethics and Attorney-Client Privilege*, Charlotte Professionalism Dinner, 10/26/2009.

Presentation: *Does the Attorney-Client Privilege Help or Harm the Innocent Defendant*, Future of The Adversary System Conference, UNC Center for European Studies/UNC School of Law, April 8, 2009.

Presentation: *Metacognition in Trial Courts: Getting what we know about how we know in front of the jury*, Festival of Legal Learning, February 2009.

Presentation: *Requiring a Jury Finding of Censure to Convict*, Florida State University, 1/23/09.

Presentation: Criminal Litigation in the Electronic Age, North Carolina Bar Association, Criminal Justice Section Annual Meeting 11/21/08.

Presentation: *Requiring a Jury Finding of Censure to Convict*, LSU Paul M. Hebert Law Center, 10/19/08.

Presentation: *Criminal Law Pedagogy: Innovative Teaching Techniques – Using Multimedia Materials in the Criminal Law and Criminal Procedure Classroom*, Southeast Association of Law Schools, 8/1/08

Presentation: Advances in Criminal Law Pedagogy, Southeastern Association of Law Schools Annual Meeting August 1, 2008

Presentation: *Time-Based Failures of the Criminal Law*, Wake Forest University School of Law, 1/25/08

Presentation: *Time-Based Failures of the Criminal Law*, George Washington University School of Law, 8/10/07

Presentation: *Metacognition and the Jury System*, Southeast Association of Law Schools Annual Conference, 8/4/07

Commentator: North Carolina Rule of Law Conference, 7/26/07

Presentation: *Time-Based Failures of the Criminal Law*, Jurisgenesis Workshop, Washington University St. Louis School of Law, 6/19/07

Symposium Commentator: Citizen Ignorance, Police Deception, and the Constitution, Texas Tech Law School, 4/6/07

Presentation: *The Criminal Sunset Amendment*, University of North Carolina School of Law, 10/12/06

Presentation: *The Criminal Sunset Amendment*, University of Georgia School of Law, 9/22/06

Presentation: *Judicial Restraint, Jurisdiction-Stripping and Hamdan v. Rumsfeld*, University of North Carolina Chapter, American Constitutional Society. 9/21/06

Commentator: Christine Hurt, *The Undercivilization of Corporate Law*, Duke University, 8/25/06.

Presentation: *Stops Making Scents: Detector Dogs and Probable Cause*, Southeast Association of Law Schools Annual Meeting, 7/17/06.

Presentation: Federal Sentencing after Blakely and Booker, UNC School of Law 3/30/06

Presentation: *Detector Dogs and Probable Cause*, February 16, 2005, Wake Forest University School of Law}

Presentation: *Blakely v. Washington and its Impact on Federal Sentencing*, 11/10/04, Sharp Inn of Court, Raleigh, NC.

Presentation: *Detector Dogs and Probable Cause*, UNC School of Law

Presentation: *Blakely v. Washington, United States v. Booker, and the Federal Sentencing Guidelines*, {CLE, Festival of Legal Learning 2005.}

Presentation: *Prosecutors as Public Servants*, Carolina Public Interest Law Organization, 1/27/06

Television Appearance: *The Challenges of National Security Cases – The Representation of Wen Ho Lee* {Asian American Focus}

Presentation: *Federal Charging Decisions for Corporate Actors: The Thompson Memorandum and the Federal Sentencing Guidelines* {Presented October 7, 2005; Dan K. Moore Program in Ethics}

Presentation: *What to Do Before the Wolf is At The Door: Preparing for Investigations Into Corporate Misconduct* {Presented October 7, 2005; Dan K. Moore Program in Ethics}

Presentation: *Detector Dogs and Probable Cause: New Directions for Litigators After Illinois v. Caballes*. {CLE, Festival of Legal Learning 2/11/06}

Moderator, Orin Kerr, *Four Models of Fourth Amendment Analysis*, UNC School of Law 3/3/06

Radio Appearance: NPR Morning Edition, *The significance of DNA in Rape Investigations*

Radio Appearance: The State of Things, *The Significance of DNA Evidence in Rape Cases*

Radio Appearance: The State of Things, *Prosecutorial Decisionmaking in High Profile Cases – The Duke Lacrosse Investigation*

Radio Appearance: WCHL -- *The Duke Lacrosse Investigation*

Television Appearance: NBC-17 – *The Duke Lacrosse Investigation*

Professional Activity and Service

Task Force, Center for European Policy Studies, EU/US/UK Cooperation in Criminal Justice matters post-Brexit, (Brussels and London), 2018

Vice President, North Carolina Bar Association, 2016-17

Director of Trial Advocacy, UNC School of Law 2015-present

Board of Directors member, Center on Law Ethics and National Security, Duke University

Invited Participant: Annual Conference, U.S. Court of Appeals for the D.C. Circuit 2013

CLE Instructor, *Advanced Problems in Legal Ethics, the Intersection of Civil, Criminal and Immigration Law*. 5/4/2011

UNC Academic Leadership Program, Spring 2012

Center for Creative Leadership Participant May 16-20, 2011.

NC Bar Association, Preparing Lawyer's For Tomorrow's Profession Summit Participant 2011

Consulting Attorney, The North Carolina Center on Actual Innocence (*pro bono publico*)

Member Chief Judge's Advisory Committee on the Local Rules, United States District Court, Eastern District of North Carolina, 2005-present.

Participant, Annual Junior Crimprof Gathering, George Washington University 2006-2012

National Institute for Trial Advocacy Instructor, 5/20-22/09

Invited Participant: D.C. Circuit Judicial Conference, 6/2-6/08.

National Institute for Trial Advocacy Instructor, 5/21-23/08.

Invited Participant: National Conference on Legal Education at the Crossroads: Ideas to Action, University of South Carolina School of Law, November 2-4, 2007.

New Faculty Mentor, Southeastern Association of Law Schools.

Instructor, National Fire Academy, *Courtroom Presentation of Arson Evidence: Withstanding Cross-Examination*, 2008.

Witt Professionalism Dinner, faculty participant and facilitator, 2004-present.

Committee Member, NC Chapter International Association of Arson Investigators, 2010-2011.

CLE Instructor *Legal Ethics and Client Representation*, Asheville NC 4/28/2011

CLE Instructor: *Metacognition in Trial Courts: Getting what we know about how we know in front of the jury*, Festival of Legal Learning, February 2012.

CLE Instructor: *Investigating Arson Cases*, (With Special Agent John Golder, Bureau of Alcohol Tobacco, Firearms and Explosives) Festival of Legal Learning, February 2010.

CLE Instructor: *Metacognition in Trial Courts: Getting what we know about how we know in front of the jury*, Festival of Legal Learning, February 2010.

CLE Instructor: *Metacognition in Trial Courts: Getting what we know about how we know in front of the jury*, Festival of Legal Learning, February 2009.

CLE Instructor: *Lessons Learned in the Nifong Case*, Atlanta, Ga., 4/22/08.

CLE Instructor: *Metacognitive Science in the Courtroom*, Federal Public Defenders Annual Retreat 2007.

CLE Instructor: *Metacognition in Trial Courts: Getting what we know about how we know in front of the jury*, Festival of Legal Learning, February 2008, February 2007.

CLE Instructor *The Lawyer's Role in Responding to Enforcement Actions Against a Corporate Client: Zealous Advocate, Councilor, and/or Policeman?*, Dan K. Moore Program in Ethics, 10/7/05.

CLE Instructor: *Blakely v. Washington, United States v. Booker, and the Federal Sentencing Guidelines*, Festival of Legal Learning 2005.

Courses Taught

Criminal Law

Criminal Procedure

Evidence

White Collar Crime

Ethics in Criminal Practice

Committee Membership

Clerkship Committee 2004-2005

Chair, Clerkship Committee, 2005-2006

Special Committee on Career Services 2006-2007

Academic Affairs 2006-2007

Speakers Committee 2007-2008

Special Committee on Advancement 2007-2008

Curriculum Reform 2008-2009

Crisis Response Committee 2008-present

Clerkship Committee 2009-2010

Admissions Committee (ex officio) 2010-2014

Committee on Student Conduct (campus-wide) 2009-present, chair 2013-2015
Special Hiring Committee Writing Instructors 2011-12
Special Hiring Committee Career Services 2011
Special Hiring Committee Student Services 2011
Loan Repayment Assistance Program Oversight Committee 2010-2014
Chancellor's Special Committee on Future of Honor System 2011
Chancellors Advisory Committee (faculty-wide election) 2014-present
Appointments Committee 2015-2017
Admissions Committee 2017-18 (chair)
Communications Working Group for the University of North Carolina. Special Report:
Principles for the Promotion and Protection of Free Speech on Campus 2018
International Committee 2018-19

Faculty Advising

Broun National Trial Team coach, 2006-present, faculty advisor 2008-present
Christian Legal Society 2004-present
UNC School of Law Republican Student Organization, 2013-present
UNC Federalist Society 2005-present
Teen Court, 2006-present
Carolina Public Interest Law Organization, annual fundraiser auctioneer, 2004-present
Craven Moot Court National Team Coach 2005-2011
The Right Flank 2005-2008