

CHRISTOPHER SLOBOGIN

University of Florida Fredric G. Levin College of Law
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LEGAL AND PRE-LEGAL EDUCATION

LL.M., *University of Virginia Law School*, 1979.
J.D., *University of Virginia Law School*, 1977.
A.B., *Princeton University*, 1973.

LEGAL TEACHING EXPERIENCE

Appointments:

University of Florida: Stephen C. O'Connell Chair since 8/98; Alumni Research Scholar, 6/94-8/98; Professor of Law with tenure since 3/87; Associate Prof., 3/85-3/87; Assistant Prof., 9/82-3/85; Affiliate Professor, Department of Psychiatry, since 3/95.
University of South Florida: Adjunct Professor, Department of Mental Health, since 6/86.

Visitorships:

Stanford Law School, Edwin A Heafey Visiting Scholar, 9/06-5/07
University of California, Hastings Law School, 1/05-5/05; 1/03-5/03.
University of Frankfurt Law School, Frankfurt, Germany, 4/01-7/01.
University of Southern California, 1/00-5/00.
Monash University, Melbourne, Australia, 2/91-6/91.
University of Virginia Law School, 8/88-6/89.
University of Nebraska Law School, 6/88-8/88.
Kiev University Law School, Kiev, Ukraine, Fulbright Scholar, 10/87-12/87.

Special Faculty (multi-week, multi-day or multi-hour courses):

American Academy of Forensic Psychology—Advanced courses on criminal mental health law (7 hrs.): annually at various locations since 2001.
American Academy of Judicial Education—Law & Psychiatry (1 wk.): Miami, annually 1978-81.
Center for Governmental Responsibility, U.F. College of Law—Crim. Env't'l Law (1 wk.): Parana Judicial College, Brazil, 7/97; Intro. to Law (2 wks.): Warsaw L.S., Poland, 10/01.
Florida Bar Association—CLE: Criminal Procedure/Evidence (3 hrs.): Tampa, 5/93; 5/95; 5/97; Mental Disability Law (5 hrs.): Pensacola, 2/04.
Florida Mental Health Institute, University of South Florida—Forensic training programs for Florida mental health professionals (3 days): various cities in Florida, 1-2 times annually.
Forensic Fellow Seminar—Weekly, for Forensic Psychiatry Fellows, Univ. Florida.
Hawaii Dep't of Mental Health—Forensic training (2 days): Honolulu, 11/02; 4/03.
National Judicial College—American Law for Russian Judges (1 wk.): Reno, 4/90; 5/93; 9/93; 3/95; Moscow and Irkutsk, 5/96; Scientific Evidence (1 wk.): Reno, 6/99.

State Department Speaker's Series—Teaching American Criminal Law (3 hrs.): Talca University and U.S. Embassy, Santiago, Chile, 5/00.
University of Florida Summer Program—White Collar Crime (5 weeks): Univ. of Montpellier, France, 7/04; 7/06; Comparative Criminal Procedure (9 weeks): Univ. of Frankfurt, Ger. *University of San Diego Institute Int'l & Comp. Law*—Comparative Crim. Procedure (5 wks.), Trinity College, Dublin, 7/99; Magdalen College, Oxford, 7/00; Comparative Health Law (5 wks.), Univ. of Barcelona, 6/04.

Teaching Awards/Evaluations:

Teaching Improvement Program Award, 1995-96 (awarded to 4 teachers for superior teaching).
Teacher of the Year, Univ. Florida College of Law, 1986-87.
Average Teaching Evaluation Score, fall, 2003 through spring, 2007: 4.74 (out of 5).

COURSES TAUGHT

Criminal Procedure I & II	Mental Health Law	Professional Responsibility
Comparative Criminal Procedure	Health Law	Evidence
Criminal Law	Law & Social Science	Civil Procedure
White Collar Crime	Forensic Practicum	Introduction to Law

PUBLICATIONS

Books

JUVENILES AT RISK: A PLEA FOR PREVENTIVE JUSTICE (w/ Mark Fondacaro) (in preparation).
 PRIVACY AT RISK: THE NEW GOVERNMENT SURVEILLANCE AND THE FOURTH AMENDMENT (University of Chicago Press, 2007).
 PSYCHOLOGICAL EVALUATIONS FOR THE COURTS: A HANDBOOK FOR MENTAL HEALTH PROFESSIONALS AND LAWYERS (Guilford, 3d ed., 2007) (w/ G. Melton, J. Petrila & N. Poythress) (1st ed.--Winner, *Behavioral Science Book Award, 1988*).
 PROVING THE UNPROVABLE: THE ROLE OF LAW, SCIENCE, AND SPECULATION IN ADJUDICATING CULPABILITY AND DANGEROUSNESS (Oxford University Press, 2006).
 MINDING JUSTICE: LAWS THAT DEPRIVE PEOPLE WITH MENTAL DISABILITY OF LIFE AND LIBERTY (Harvard University Press, 2006).
 LAW AND THE MENTAL HEALTH SYSTEM: CIVIL AND CRIMINAL ASPECTS (Westgroup, 4th. ed., 2004 & biennial supps.)(w/ Ralph Reisner & Arti Rai).
 CRIMINAL PROCEDURE--REGULATION OF POLICE INVESTIGATION: LEGAL, HISTORICAL, EMPIRICAL AND COMPARATIVE MATERIALS (Reed-Elsevier/Michie Co, 3d ed., 2002 & annual supps).
 CRIMINAL PROCEDURE: AN ANALYSIS OF CASES AND CONCEPTS (Foundation Press, 4th ed., 2000 & ann. supps)(w/ Charles Whitebread).
 COMMUNITY MENTAL HEALTH CENTERS AND THE COURTS: AN EVALUATION OF COMMUNITY-BASED FORENSIC SERVICES (Univ.Neb.Press, 1985)(w/ Gary Melton & Lois Weithorn).

Law Review Articles

- Government Data Mining and the Fourth Amendment*, ___ UNIV. CHI. L. REV. ___ (forthcoming) (symposium).
- Lying and Confessing*, 39 TEXAS TECH L. REV. 1275-1292 (2007) (symposium).
- The Liberal Assault on the Fourth Amendment*, 4 OHIO STATE J. CRIMINAL LAW 603-18 (2007).
- Tarasoff as a Duty to Treat: Insights from Criminal Law*, 75 CIN. L. REV. 645-51 (2006) (symposium).
- Dangerousness and Expertise Redux*, 56 EMORY L. J. 275-323 (2006).
- Reconceptualizing Due Process in Juvenile Justice: Contributions from Law and Social Science*, 57 HASTINGS LAW JOURNAL 955-989 (2006) (with Mark Fondacaro & Tricia Cross).
- Transaction Surveillance by the Government*, 75 MISSISSIPPI L.J. 139-191 (2005) (symposium).
- Mental Disorder as an Exemption from the Death Penalty: The ABA-IRR Task Force Recommendations*, 54 CATH. U. L. REV. 1133-1152 (2005)(symposium).
- The Civilization of the Criminal Law*, 58 VANDERBILT LAW REVIEW 121-168 (2005).
- Prosecuting Martha: Federal Prosecutorial Power and the Need for a Law of Counts*, 109 PENN STATE LAW REVIEW 1107-1131 (2005)(with Michael Seigel)(symposium).
- Subpoenas and Privacy*, 54 DEPAUL LAW REVIEW 805-845 (2005)(symposium).
- Is Atkins the Antithesis or the Apotheosis of Anti-Discrimination Principles?: Sorting Out the Groupwide Effects of Exempting People with Mental Retardation from the Death Penalty* 55 ALABAMA L. REV. 1101-1107 (2004) (symposium on Disability Rights).
- The Integrationist Alternative to the Insanity Defense: Reflections on the Exculpatory Scope of Mental Illness in the Wake of the Andrea Yates Case*, 30 AM. J. CRIM. L. 315-341 (2004).
- Teaching a Course on Regulation of the Police (with a Special Focus on the Sixth Amendment)*, 42 BRANDEIS LAW JOURNAL 389-404 (2003-04) (symposium).
- Rethinking Legally Relevant Mental Illness*, 29 OHIO NORTHERN L. REV. 497-530 (2003)(lead article in symposium).
- A Jurisprudence of Dangerousness*, 98 NW. U. L. REV. 1-62 (2003).
- What Atkins Could Mean for People with Mental Illness*, 33 NEW MEX. L. REV. 293-314 (2003)(symposium).
- Toward Taping*, 1 OHIO STATE J.CRIMINAL LAW 309-322 (2003)(essay in inaugural issue).
- The Structure of Expertise in Criminal Cases*, 34 SETON HALL L. REV. 105-126 (2003) (symposium). Also published in Chinese, in 6 CRIM. RESEARCH 27 (2004).
- The Poverty Exception to the Fourth Amendment*, 55 U.FLA.L.REV. 391-412 (2003)(symposium).
- Public Privacy: Camera Surveillance of Public Places and the Right to Anonymity*, 72 MISS. L.J. 213-315 (2002)(symposium).
- Peeping Techno-Toms and the Fourth Amendment: Seeing Through Kyllo's Rules Governing Technological Surveillance*, 86 MINN. L.REV. 1393-1437 (2002)(symposium).
- The Hartman Hotz Lecture—Race-Based Defenses: The Insights of Traditional Analysis*, 54 ARK. L. REV. 739-776 (2002).
- An Empirically-Based Comparison of American and European Regulatory Approaches to Police Investigation*, 22 MICH. J.INT'L L. 423-456 (2001).
- Doubts About Daubert: Psychiatric Anecdotes as a Case Study*, 57 WASH. & LEE L. REV. 919-948 (2000)(symposium).

An End to Insanity: Recasting the Role of Mental Illness in Criminal Cases, 86 VIRGINIA L. REV. 1199-1247 (2000).

Mental Illness and the Death Penalty, 1 CALIF. CRIM. L. REV. 3, www.boalt.org/CCLR (2000)(inaugural issue). *Republished* in 24 MENT. & PHYS. DIS. L. REP. 667-677 (2000).

The Criminal Defense Lawyer's Fiduciary Duty Toward Clients with Mental Disability, 68 FORDHAM L.REV.1581-1642 (2000)(w/ Amy Mashburn)(symposium).

Is Justice Just Us? Foreword to Symposium on Community Views and Criminal Justice, 28 HOFSTRA L. REV. 601-610 (2000).

Terms of Endearment and Articles of Impeachment, 51 U.FLA. L. REV. 615-640 (1999)(w/ Charles Collier)(symposium).

A Prevention Model of Juvenile Justice: The Promise of Kansas v. Hendricks for Children, 1999 WISC.L.REV. 185-226 (1999)(w/ Mark Fondacaro and Jennifer Woolard).

Treating Kids Right: Deconstructing and Reconstructing the Amenability to Treatment Concept, 10 J. CONTEMP. LEG. ISS. 299-333 (1999)(symposium).

Why Liberals Should Chuck the Exclusionary Rule, 1999 U.ILL.L.REV. 363-446 (1999). *Republished* in 26-27 SEARCH & SEIZURE L. REP. (Dec. 1999-Jan. 2000).

Let's Not Bury Terry: A Call for Rejuvenation of the Proportionality Principle, 72 ST. JOHN'S L. REV. 1053-1095 (1998) (symposium). *Republished* in 26 SEARCH & SEIZURE L. REP.125 (1999).

Psychiatric Evidence in Criminal Trials: To Junk or Not to Junk?, 40 WM.& M. L.REV. 1-56 (1998).

Deceit, Pretext, and Trickery: Investigative Lies by the Police, 76 OREGON L. REV. 755-800 (1997)(symposium, with responses by Robert Mosteller and Margie Paris).

Technologically-Assisted Physical Surveillance: The American Bar Association's Tentative Draft Standards, 10 HARV. J. L. & TECH. 383-463 (1997)(symposium).

Having It Both Ways: Proof that the Supreme Court is "Unfairly" Prosecution-Oriented, 48 U.FLA. L. REV. 743-59 (1996)(special Florida faculty issue).

Testilying: Police Perjury and What to Do About It, 67 COLO. L. REV. 1037-1060 (1996) (symposium). *Republished* in 24 SEARCH & SEIZURE L. REP. 101 (1997).

Prosecution Discovery in the United States: A Balancing Perspective, 36 CRIM. L. Q. 423-447 (1994)(Toronto Law School).

Reasonable Expectations of Privacy and Autonomy in Fourth Amendment Cases: An Empirical Look at "Understandings Recognized and Permitted by Society", 42 DUKE L. J. 727-775 (1993)(w/ Joseph Schumacher). Briefer version: 17 LAW & HUM. BEH. 183 (1993).

The World Without a Fourth Amendment, 39 U.C.L.A. L. REV. 1-107 (1991).

Treatment of the Mentally Disabled: Rethinking the Community First Idea, 69 NEB. L. REV. 413-433 (1990)(symposium). *Republished* in LAW AND PSYCHOLOGY: THE BROADENING OF THE DISCIPLINE, ch. 9 (Ogloff ed., 1992).

State Adoption of Federal Law: Exploring the Limits of Florida's "Forced Linkage" Amendment, 39 U. FLA. L. REV. 653-732 (1987).

The Guilty But Mentally Ill Verdict: An Idea Whose Time Should Not Have Come, 53 GEO.WASH. L. REV. 494-527 (1985)(symposium).

Dangerousness and Expertise, 133 U.PA. L. REV. 97-174 (1984).

Estelle v. Smith: Constitutional Contours of the Forensic Evaluation Process, 31 EMORY L. J. 71-138 (1982)(symposium). *Republished in 1984 CRIMINAL L. REVIEW.*

Capacity to Contest a Search and Seizure: The Passing of Old Rules and Some Suggestions for New Ones, 18 AM. CRIM. L. REV. 387-418 (1981). *Republished in 1982 CRIMINAL LAW REPORTER and 1982 NATIONAL LAW REVIEW REPORTER.*

The Role of Mental Health Professionals in the Criminal Process: The Case for Informed Speculation, 66 VA. L. REV. 427-522 (1980)(w/ Richard Bonnie).

Interdisciplinary (Peer-Reviewed) Journal Articles

Competency in the Criminal Context: An Analysis of Robert Schopp's Views, 24 BEH.SCI. & L. 529-34 (2006).

Pragmatic Forensic Psychology: A Means of "Scientizing" Testimony from Mental Health Professionals?, 9 PSYCHOLOGY, PUB. POL. & L. 275-300 (2003)(symposium).

Directions for Future Research on the Juvenile Justice System, 25 L. & HUM. BEH. 13-23 (2001)(with J. Woolard & M. Fondacaro)(symposium).

Three Models of Liberty Deprivation: The Contributions of Therapeutic Jurisprudence and Ecological Jurisprudence, 18 BEH. SCI. & L. 499-516 (2000)(with M. Fondacaro).

The Admissibility of Behavioral Science Information in Criminal Trials: From Primitivism to Daubert to Voice, 5 PSYCHOL., PUB. POL. & L. 100-119 (2000)(symposium).

"Appreciation" as a Measure of Competency: Some Thoughts about the MacArthur Group's Approach, 2 PSYCHOL., PUB. POL. & L. 18-30 (1996)(symposium).

Insanity, Justification, and Culpability: Toward a Unifying Scheme, 19 LAW & HUM. BEH. 447-464 (1995)(w/ Norman Finkel)

Therapeutic Jurisprudence: Five Dilemmas to Ponder, 1 PSYCHOLOGY, PUB. POL. & L. 193-219 (1995)(symposium). *Republished in LAW IN A THERAPEUTIC KEY* (D. Wexler & B. Winick eds., 1996).

Involuntary Community Treatment of People Who Are Violent and Mentally Ill: A Legal Analysis, 45 HOSP. & COMM. PSYCHIATRY 685-689 (1994)(symposium). *Republished in VIOLENT BEHAVIOR AND MENTAL ILLNESS* (APA Press: 1997).

The "Ultimate Issue" Issue, 7 BEHAV. SCI. & L. 259-266 (1989).

The Feasibility of a Brief Evaluation of Mental State at the Time of the Offense, 8 LAW & HUM. BEH. 305-320 (1982)(w/ Gary Melton & Robert Showalter). See also, *Commentary on "The Mental State at the Time of the Offense Measure,"* 28 J. AM. ACAD. PSYCH. & LAW 29-32 (2000)(w/ Poythress, Melton & Petrila)(response to critique of protocol).

Chapters

Capital Punishment and Dangerousness, MENTAL DISORDER AND CRIMINAL LAW: RESPONSIBILITY, PUNISHMENT AND COMPETENCE (Robert Schopp, ed., Springer Press, forthcoming).

Legal and Ethical Issues in Accessing and Utilizing Third Party Information, in FORENSIC PSYCHOLOGY: EMERGING TOPICS AND EXPANDING ROLES 190-205 (Alan Goldstein, ed., Wiley Press, 2006) (with Randy Otto & Stuart Greenberg).

The Story of Rule 410 and United States v. Mezzanatto: Using Plea Statements at Trial, in EVIDENCE STORIES 103-126 (Richard Lempert, ed., Foundation Press, 2006).

An Empirically Based Comparison of American and European Police Investigative Techniques, in ADVERSARIAL V. INQUISITORIAL TECHNIQUES: PSYCHOLOGICAL PERSPECTIVES ON CRIMINAL JUSTICE SYSTEMS 27-54 (Kluwer, 2003)(Peter J. Koppel & Stephen D. Penrod, eds.)(similar to Mich. J. Int'l Law article).

Psychiatric Evidence in Criminal Trials: A 25-Year Retrospective, in THE EVOLUTION OF MENTAL HEALTH LAW 245-276 (APA Press, 2001)(Linda Frost & Richard Bonnie, eds.)(similar to Wm. & Mary L. Rev. article).

Insanity and Diminished Capacity, in SCIENTIFIC EVIDENCE MANUAL 237-286 (Westgroup, 2d ed. 2001)(D.Faigman et al., eds.)(w/ N. Poythress & Kirk Heilbrun).

Commentary to Standards Relating to Technologically-Assisted Physical Surveillance, ABA CRIMINAL JUSTICE STANDARDS 1-96 (ABA Publications, 1999).

Dangerousness as a Legal Criterion in the Criminal Process, in LAW, MENTAL HEALTH, AND MENTAL DISORDER 360-383 (Brooks, Cole, 1996)(Bruce Sales & Daniel Shuman eds.).

Commentary to Part VI, Nonresponsibility for Crime, ABA CRIMINAL JUSTICE MENTAL HEALTH STANDARDS 321-394 (ABA Publications, 1987).

Encyclopedia Entries

Searches; Seizures; Warrants; Insanity Defense and several mental health law cases, in ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES (ACLU, forthcoming, 2006).

Insanity Defense, in THE OXFORD COMPANION TO AMERICAN LAW (2d. ed., 2005).

Police Procedures, in THE OXFORD COMPANION TO AMERICAN LAW 614-8 (2002).

Eyewitness Identification, in THE ENCYCLOPEDIA OF CRIME AND JUSTICE 661-64 (Westgroup, 2002)(Joshua Dressler, ed.).

Professional and Popular Press, Etc.

The Supreme Court's Recent Criminal Mental Health Cases: Rulings of Questionable Competence, ABA CRIMINAL JUSTICE MAGAZINE (forthcoming, Oct., 2007).

Transnational Law and Regulation of the Police, 56 JOURNAL OF LEGAL EDUCATION 451-58 (2007).

Florida's Death Penalty System: Is It Fair and Reliable?, ST. PETERSBURG TIMES, Sept. 17, 2006 (op ed piece).

The ABA's Standards Governing Technological Surveillance, 18 ABA CRIMINAL JUSTICE MAGAZINE 5-19 (2003)(with Martin Marcus).

Don't Target Mental Illness in Gun Checks, NEWSDAY, April 11, 2002 (op ed piece).

Who Chooses Insanity? Case Comment on Vermont v. Bean, FORENSIC ECHO (Nov. 2001).

You Can Recover, But You Can't Hide: Comment on Mass.v. Plumley, FORENSIC ECHO (June, 1998).

Some Random Observations on the Soviet Union, FLORIDA LAWYER 27-29 (Summer, 1988).

Harris v. State: The Death Penalty and Guilty But Mentally Ill, 12 NEWSLETTER OF AMER. ACAD. PSYCHIATRY & L. 22-23 (Dec., 1987).

Book Reviews and Review Essays

New Wisdom About Old Crimes: Review of D. Shuman & A. Smith, JUSTICE AND THE PROSECUTION OF OLD CRIMES, JURIST, <http://jurist.law.pitt.edu> (March, 2001).
Can Mental Patients Afford Rights?, Review of Bruce Winick, *THE RIGHT TO REFUSE MENTAL HEALTH TREATMENT*, JURIST, <http://jurist.law.pitt.edu> (April, 1998).
Is Justice Just Us? A Review of JUSTICE, LIABILITY AND BLAME, by Paul Robinson & John Darley, 87 J.CRIM.L. & CRIMINOL. 315-33 (1996).
A New and Improved Version of a Hard to Improve Product: A Review of John Monahan & Laurens Walker, SOCIAL SCIENCE IN LAW, 15 LAW & HUM. BEH. 95-98 (1991).
A Rational Approach to Responsibility: A Review of Michael Moore, LAW AND PSYCHIATRY: RETHINKING THE RELATIONSHIP, 83 MICH. L. REV. 820-848 (1985)(book review).

PRACTICE AND ADMINISTRATIVE EXPERIENCE

Associate Dean for Faculty Development, U. Fla. College of Law, 6/96-8/99 and 1/01-1/03.
Director, Virginia Forensic Evaluation Training & Research Center, 9/80-8/82 (trained forensic evaluators; helped create Virginia's outpatient forensic evaluation system).
Legal Director, Forensic Psychiatry Clinic, 9/79-8/80 (coordinated evaluations).
Director, Western State Hosp. Legal Aid Society, 9/77-8/78 (represented mental patients).
Briefs: *Roper v. Simmons* (amicus co-author, 2004); *Lionel Tate v. Florida* (co-author, 2003); *Trodglen v. Martino* (1998); *Welker v. University of South Florida* (1995).

OTHER LAW-RELATED ACTIVITIES AND HONORS

American Bar Association Activities

Member, Task Force on Transaction Surveillance, 5/07-present.
Chair, ABA Death Penalty Moratorium Implementation Project (Florida), 8/04-9/06.
Member, Criminal Justice Section Standards Committee, 8/04-8/07.
Member/Chair, Section on Individual Rights and Responsibilities Task Force on Mental Illness and the Death Penalty, 1/04-8/06 (drafted commentary and chaired ad hoc committee).
Chair, ABA Criminal Justice Section Ad Hoc Law School Outreach Committee, 5/99-8/04.
Expert Panel, ABA's Commission on Mental and Physical Disability Law, Benchbook for Judges on Psychiatric Evidence, 3/97-1/99.
Reporter, ABA CJS Task Force on Law Enforcement and Technology, 3/95-10/99.
Reporter, ABA CJS Task Force on Non-Responsibility for Crime, 8/83-10/85.

American Association of Law Schools Activities

Speaker at AALS Conference: 1989, 1996, 2000, 2001, 2003, 2004, 2006, 2007, 2008
Chair, Criminal Justice Section, 1999-00.
Chair, Section on Law and Mental Disability, 1988-1990.
Member, Committee on Bar Admission and Lawyer Performance, 6/97-1/01.

Editorial Boards/Reviewer

Associate Editor, LAW & HUMAN BEHAVIOR, since 9/87.

Board of Advisors, OHIO STATE JOURNAL OF CRIMINAL LAW, since 7/02.

Editorial Board, BEHAVIORAL SCIENCE & LAW, since 2/99.

Editorial Board, PSYCHOLOGY, PUBLIC POLICY & LAW, since 3/95.

Reviewer, AMERICAN JOURNAL OF PSYCHIATRY, since 4/94.

Other Memberships/Significant Consulting

Advisory Board, SSRN Law & Psychology Journal, 10/06-present

Advisory Board, Encyclopedia of Psychology and Law, 10/06

Associate Director, Center for Children & Law, 9/02-present.

Consultant, Senator McCollum's office on mental health issues, 5/07

Consultant/contributor, Key Legal Cases in Forensic Mental Health, published 6/07 by the American Academy of Forensic Psychology

Consultant, Law & Order, Special Victim's Unit, 5/07-present

Consultant, Hawai'i Department of Mental Health, 10/02-04/03.

Consultant, CEELI, re Draft Law of the Police for the Republic of Montenegro, 3/02.

Consultant, MacArthur Research Network on Juvenile Law, 6/97-10/97.

Member, Florida Bar Committee on Professionalism, 6/02 - 6/05

Member, Hogg Foundation's National Scientific and Policy Advisory Council, 6/04-3/06.

Member, American Law Institute, since 1/93.

Member, Task Force on Curriculum Revision, National Judicial College, 9/88-2/90.

Member, State of Virginia Task Force on the Insanity Defense Plea, 8/81-8/82. Drafted VA. CODE §§ 19.2-169.1 et. seq. (1982).

Awards/Recognitions (in addition to Teaching and Scholarship Honors described previously)

Honorary Distinguished Member, American Psychology-Law Society, 2007 (inaugural group)

Provost's Faculty Achievement Recognition Program, 2007 (awarded to 51 UF professors for "milestone achievements in the past two years")

Merck Visiting Scholar, Seton Hall Law School, October, 2006

Professorial Excellence Award, 1998-99 (annually awarded to from two to four law professors at UF Law School for excellence in scholarship and teaching).

STEP Award, 2000-01 (awarded to ten UF law faculty for superior performance).

Citations (as of May, 2007): over 1300 law review articles and 90 federal and state cases.

Media (since 1990): over 300 contacts, including Good Morning America (1991); Nightline (1998, 2000); Today Show (1998, 2004), CourtTV Radio (2006), N.Y. Times (7 times); Washington Post (2), L.A. Times (7); Newsday (3); USA Today (2). Atlanta Constitution (3); Miami Herald (12); Chicago Tribune (2); Christian Science Monitor (1); National Law Journal (3); ABA Journal (5).

SPEECHES, WORKSHOPS, ETC. (2000 - 2007 only)

2000

- Jan. 6&7: Moderator, "Criminal Justice Ethics," half-day program at AALS Meeting, Wash., D.C.; Moderator, "RICO Thirty Years Later: A Comparative Perspective," AALS.
- Jan. 8: "Is Justice Just Us?: Using Social Science to Shape Criminal Law," AALS.
- Jan. 28: "*Tarasoff* a Quarter Century Later," 10th Annual Mental Health Law Symposium, Miami, Fl.
- Feb. 24: Workshop, "An End to Insanity," U.S.C. Law School, Los Angeles.
- March 5: Chair, "Panel on Competency Issues," American Psychology-Law Society Annual Meeting, New Orleans, La..
- March 29: Evidence Workshop, "Doubts About *Daubert*," S.W. Law School.
- April 3: "Doubts About *Daubert*: Psychiatric Anecdotes as a Case Study," Symposium on Scientific Evidence, Washington & Lee Law School, Va.
- April 27: Keynote Address, "The Jurisprudential Underpinnings of Civil Commitment," Conference on Mandated Treatment for People with Mental Disability, U. Chic.
- May 18: Keynote Address, "The Advocate in an Adversarial System of Criminal Justice," Talca University, Chile, during inauguration of criminal justice reforms.
- May 20: "Teaching Law the American Way," Chilean Law Deans, Santiago, Chile.
- June 11: "The Civilization of the Criminal Law," AALS Professional Development Conference on Criminal Justice, Washington, D.C..
- Sept. 26: Workshop, "The Civilization of the Criminal Law," UF Workshop Series.
- Oct. 15: "The Admissibility of Prediction Testimony," First National Conference on Science & Law, San Diego.

2001

- Jan. 6: "*Miranda* as Hoax," on panel "*Miranda* and *Dickerson*: What's Next?" at AALS meeting, San Francisco (with Yale Kamisar, Paul Cassel, Susan Klein).
- Feb. 16: CLE Program, "The ABA's Standards Concerning Technologically-Assisted Physical Surveillance," ABA Mid-Year Meeting, San Diego.
- April 27: Commentator on Professor Mirande's paper, "The Mexican Exception to the Fourth Amendment," Sixth Annual LatCrit Conference, UF.
- May 20: Speech, "Testimony in Sexual Predator Cases," 11th Nat'l Symposium on Mental Health & Law, Miami.
- May 30: Lecture, "New Conceptual Approaches to Juvenile Justice," Muenster Univ., Ger.
- July 4: Commentator on "The Case for Pragmatic Psychology," International Law & Society Conference, Budapest, Hungary.
- July 25: Lecture, "The Implications of *Daubert* for Psychiatric and Psychological Evidence," MDEX Online (one-hour presentation to nationwide audience via Internet).
- Sept. 18: UF Faculty Brown Bag, "Race-Based Defenses"

- Sept. 23: Plenary Address, "The Courts and Actuarial Prediction Testimony," Annual Conference of the Assoc. of Forensic Directors, Cincinnati.
- Sept. 26: "The Repercussions of 9/11 on Criminal Law & Procedure," Symposium on "Legal Implications of the Attack on America," University of Florida College of Law.
- Oct. 15: "Civil Liberties in the United States After 9/11," University of Warsaw Law School.
- Nov. 8: Workshop, "A Jurisprudence of Dangerousness," Arkansas Law School.
- Nov. 8: Hartman Hotz Lecture (invited address): "Race-Based Defenses," Arkansas L.S.
- Dec. 7: "Legally Relevant Differences Between Adults and Children," First Annual Symposium on Children and the Law, U.Fla.

2002

- Feb. 9: "Peeping Techno-Toms and the Fourth Amendment," Symposium On Privacy, Minnesota Law School.
- Mar. 9: "A Jurisprudence of Dangerousness," American Psychology-Law Society Biennial Meeting, Austin, Tex.
- Apr. 12: "Peeping Techno-Toms and the Fourth Amendment," Symposium on The Effect of Technology on Fourth Amendment Analysis and Individual Rights (with J. Burkoff, Morgan Cloud, Tracey Maclin, David Sklansky, James Tomkovicz, Kathy Urbonya), Miss. Law School.
- July 29: Panel on "Legal Scholarship and Law Review Publishing," SEAALS Conference, Kiawah Island, S.C.
- August 2: Lectures on "Psychological Issues in Criminal Law," CLE/CME program, Maine Department of Mental Health, Augusta, Me.
- August 10: Presentation to ABA Criminal Justice Section Council re establishment of CJS Fellowship (which provides grants for students, supervised by professors, to research topics of interest to CJS Sections), at annual ABA Meeting, Wash. D.C.
- August 24: "Outpatient Commitment: Who Decides When Treatment is Necessary or Effective?—The Role of the Legal System," APA Annual Meeting, Chicago.
- Oct. 19: "What Atkins Could Mean for People with Mental Illness," Symposium on The Implications of Atkins v. Virginia, New Mexico Law School.
- Dec. 8: "Public Camera Surveillance," on panel with Sara Sun Beale, Neal Katyal, and David Sklansky, at conference sponsored by the International Society for the Reform of Criminal Law, Charleston, S.C.
- Dec. 10: "Psychology and Criminal Law," Professor Kenneth Price's Abnormal Psychology Class, University of Florida
- Dec. 12: Testimony on "Camera Surveillance," to the District of Columbia Municipal Council Judiciary Committee.

2003

- Jan. 3: "Syndrome Testimony," at AALS Meeting Evidence Section panel entitled Science After Kumho Tire—When Is Science Really Science?, with Paul Gianelli, Carol Henderson, Michael Risinger, and James Starrs, Washington, D.C.
- Jan. 5: AALS Meeting, panel on "The Limits of Privacy," with Anita Allen, Michael Chertoff, and Amitai Etzioni, Washington, D.C.
- Jan. 22: Workshop on "A Jurisprudence of Dangerousness," Hastings Law College
- Feb. 7: "M'Naghten and Its Variations," at conference on The Affirmative Defense of Insanity in Texas, sponsored by Texas Society of Psychiatric Physicians, etc., Austin, Tex. (this conference stimulated a proposal to reform the insanity defense in Texas, currently being considered by the Texas legislature).
- Feb. 22: "The Structure of Expertise in Criminal Cases," on panel addressing Reliability Assessments After *Daubert*, at Symposium on Expert Admissibility: Keeping Gates, Goals and Promises, Seton Hall Law School, Newark, N.J.
- March 6: Panelist at Congressional Briefing on National Identification Cards, sponsored by Communitarian Network, Russell Office Building, Washington, D.C.
- March 21: "Three Models of Liberty Deprivation," at Symposium on Mental Health Law, Ohio Northern University Law School.
- May 17: Invitee to First Annual Criminal Law and Procedure Conference, sponsored by Brandeis, Vanderbilt and W & L Law Schools, Lexington, Va. (closed conference for 20 criminal law and procedure professors).
- July 10: "Legally Relevant Mental Illness: Should It Be Defined in Terms of Content or Process?" American Psychology-Law Conference, Edinburgh, Scotland.
- July 11: Panelist on "Perspectives on the Conference" (one of four "reviewers" analyzing legal themes of the three-day American Psychology Law Conference).
- Sept. 19: "Developments in Technological Surveillance," Computers & Law Seminar, UF
- Sept 26: "Rethinking Legally Relevant Mental Illness," UF faculty workshop
- Oct. 31: Panel, "How Scholarship Helps Teaching and Teaching Helps Scholarship," UF
- Nov. 7: Speech, "Is *Atkins* the Antithesis or the Apotheosis of Anti-Discrimination Principles?: Sorting Out the Groupwide Effects of Exempting People with Mental Retardation from the Death Penalty," U. Alabama, Disability Rights Law Conf.

2004

- Jan. 5: Panelist, "Errors in the Jury Box: A Challenge to the Fairness of the Criminal Trial," with Dan Simon, Steven Penrod, Rick Lempert, AALS Meeting, Atlanta
- Jan. 5: Moderator, "Amnesia and Homicide," with Elyn Saks, Steve Behnke, Alan Sheflin, AALS Meeting
- Jan. 6: Panelist, "What Evidence and Criminal Procedure Law and Scholarship Have to Offer Each Other," with Sharon Davies, Erik Luna, Andy Taslitz, AALS Meeting.
- Jan. 21: "Surveillance after 9/11 and the Patriot Act," First Amendment Seminar, UF

- Feb. 19: “Chapter 916: Competency, Insanity and Hospitalization,” CLE for judges and lawyers in the First D.C.A., Pensacola, Fl.
- Mar. 5: Speaker, “Forcible Medication After *Sell* and *Singleton*,” American-Psychology & Law conference, Scottsdale, Ariz.
- Mar. 13: Speaker, “Transaction Surveillance,” Conference on Privacy and Identity, DePaul Law School, Chicago
- Mar. 19: Moderator, Criminal Law Session at Professionalism Symposium, UF
- Mar. 23: Panelist, Conference on Video Surveillance: Legal and Technological Challenges, Georgetown Law School, with Jeffrey Rosen, D.C. Police Chief Charles Ramsey.
- Mar. 26: Moderator, Break-out Session for Beyond Brown: Children, Race and Education, UF
- Apr. 17: Speaker, Conference on Competency and Mental Disability, USC Law School
- Aug. 30: Workshop, “Transaction Surveillance by the Government,” FSU Law School
- Sept. 9: Speech, “Datamining, 9/11 and the Patriot Act,” President Maachen’s Inaugural, University of Florida
- Sept. 20: Workshop, “Transaction Surveillance by the Government,” Ohio State Law School
- Oct. 21-23: Faculty, Forensic Evaluator Workshop, State of Florida
- Nov. 6: Speaker, “Science for Judges,” sponsored by Brooklyn Law School and Federal Judicial Center, Brooklyn, N.Y.
- Nov. 13: Participant, presented Prosecuting Martha: Federal Prosecutorial Power and the Need for a Law of Counts, Criminal Procedure Forum, Brandeis Law School.

2005

- Jan. 14: Workshop, “Transaction Surveillance by the Government,” Hastings Law School.
- Jan. 26: Speaker, Symposium on “Mental Illness and the Death Penalty,” Catholic Law School, Washington, D.C.
- Jan. 27: Faculty, Landmark Cases, Central N.Y. Academy of Medicine, Syracuse, N.Y.
- Feb. 10: Faculty, American Board of Forensic Psychology Workshop, Dallas, Tex.
- Feb. 17: Speaker, Symposium on “The Fourth Amendment and Searches of Computers,” NCJRL, Mississippi Law School, Oxford, Miss.
- March 3: Faculty, American Board of Forensic Psychology Workshop, San Diego, Calif.
- March 4: Speaker, “The ABA Task Force on Mental Illness and the Death Penalty,” American Psychology-Law Annual Meeting, San Diego, Calif.
- March 10: Speaker, Symposium on “The Mind of a Child: The Relationship Between Brain Development, Cognitive Functioning, and Accountability Under the Law,” Ohio State Law School, Columbus, Ohio.
- March 11: Speaker, Symposium on “Undercover Policing and Emerging Enforcement Powers: Perspectives from Two Sides of the Atlantic,” Univ. Illinois Law School, Champaign, Ill.
- March 23: Talk, “Mental Evidence—Voodoo or Science?” Hastings Law School, sponsored by Hastings Health Law Organization, S.F., Calif.

- April 8: Workshop, "Preventive Detention," University of North Carolina Law School, Chapel Hill, N.C.
- May 4: Discussant, "The Ethics of Prison Research," Institute of Medicine, National Academies of Science, Wash., D.C.
- July 17: "The Fiduciary Responsibilities of Faculty: For Whom Do We Write?," SEALS Conference, Hilton Head, S.C.
- Aug. 8: Panel, "Community and Conscience: Executing Juveniles and the Mentally Impaired," ABA Annual Meeting, Chicago
- Sept. 13: "Balancing Information and Privacy Concerns," National Clearinghouse for Science, Technology, and the Law, Stetson University College of Law, St. Petersburg, Fl.
- Sept. 21: Panelist, University of Florida Constitution Day Roundtable, Main Campus
- Oct. 20: "The Right to Refuse Medication After *Sell v. United States*," Annual Forensic Forum, Columbia, S.C.
- Oct. 27-29: Faculty, Forensic Evaluator Workshop, State of Florida, Tampa
- Nov. 5: Testimony to ABA Criminal Justice Council re Resolution on Mental Disability and the Death Penalty, Baltimore, Md.

2006

- Jan. 4: "Using Comparative Law in Criminal Procedure," (two talks in full-day colloquium), AALS Meeting, Wash., D.C.
- Jan. 6: "Empirical Research and the Fourth Amendment," AALS Meeting
- Jan. 25: "Surveillance Law Pre- and Post-9/11," Law School Democrats, UF
- Feb. 24: Panel on "Anticipatory Warrants," Online symposium sponsored by NYU Journal of Law and Liberty, available at <http://nyujll.org/blog/>.
- March 2: "Comparative Criminal Procedure," Int'l Law Society, UF
- March 3: "Proving the Unprovable: A Precipis," Panel on Forthcoming Oxford Books, American Psychology-Law Society Conference, St. Petersburg, Fl.
- March 3: "Reconceptualizing Due Process in Juvenile Justice," APLS Conference
- Mar. 8-9: "An End to Insanity," Colloquium on the Insanity Defense, sponsored by the University of Edinburgh, Scotland
- March 16: "*Tarasoff* as a Duty to Treat: The Insights of Criminal Law," Cincinnati Law School Symposium on "The Future of the 'Duty to Protect': Scientific and Legal Perspectives On *Tarasoff's* Thirtieth Anniversary."
- March 22: Panel discussion of the Andrea Yates case, with George Parnham, Yates' lawyer, sponsored by LAW, UF
- April 20: "Why the Story of *Terry v. Ohio* is Useful," Harvard Law School Symposium on Foundation Press' *Criminal Procedure Stories*
- May 4-6: Faculty, Forensic Evaluator Workshop, State of Florida, Ft. Lauderdale
- June 15: "Dangerousness," Law and Psychology Panel, AALS Criminal Justice Workshop, Vancouver, Canada.

- Aug. 7-8: Lobbying for Resolution on Mental Disability and the Death Penalty, adopted unanimously by the ABA House of Delegates at Annual ABA Meeting, Honolulu
- Oct. 16: Workshop, “Dangerousness and Expertise,” Seton Hall Law School
- Oct. 17: Public Lecture as Merck Visiting Scholar, “The Criminal Justice System as a Public Health System,” Seton Hall Law School
- Oct. 18: Lecture, “The Case for Preventive Justice,” Villanova Law School
- Oct. 28: “The Poverty Exception to the Fourth Amendment,” Stanford Law School, Shaking the Foundations Public Law Forum
- Nov. 3: Paper, “Unwanted Cameos: Public Camera Surveillance,” Berkeley Law School Conference—Unblinking: New Perspectives on Visual Privacy in the 21st Century
- Dec. 7-9: Faculty, Forensic Evaluator Workshop, State of Florida, Ft. Lauderdale

2007

- Jan. 5: Moderator and speaker on panel on “Mental Disability and Criminal Law,” talk entitled “Mental Disability and the Death Penalty”, AALS Meeting, Wash., D.C.
- Jan. 26: Speaker at conference “Beyond a Physical Conception of the Fourth Amendment: Search and Seizure in the Digital Age,” responding to Richard Salgado’s paper, “Anticipatory Electronic Surveillance in Anglo-American Law,” Stanford Law School
- Jan. 29: “Preventive Justice,” talk sponsored by the Center for Biosciences and the Law, Stanford Law School
- March 2: Speaker, conference on “Life and Death Decisions: Prosecutorial Discretion and Capital Punishment in Missouri,” St. Louis University School of Law
- March 3: Speaker, “Twelve Objections to Ecological Jurisprudence,” at Munsterberg Conference, John Jay College of Criminal Justice, New York
- April 4: “The Liberal Assault on the Fourth Amendment,” workshop, Stanford Law School
- April 6: Speaker, conference on “Citizen Ignorance, Police Deception and the Constitution,” talk entitled “Lying and Confessing Interrogation,” Texas Tech Law School
- April 16: “Data Mining by the Government,” Center for Law & Technology, Stanford Law School
- May 21-23: “Dangerousness and Capital Sentencing,” Conference on Dangerousness and the Law, University of Nebraska Law School
- June 13: Brown bag, “Government Data Mining and the Fourth Amendment,” UF Law School
- June 15: “Government Data Mining and the Fourth Amendment,” Conference on Surveillance, University of Chicago Law School
- June 27: “Dangerousness and Capital Sentencing,” International Conference on Psychiatry and Law, Padua, Italy
- July 31: “Creating a Law of Counts,” White Collar Crime Panel, SEALS Conference, Amelia Island

- Aug. 17: Defense Attorney, Mock Trial of the Death Penalty, American Psychological Association Annual Meeting, San Francisco
- Sept. 7: Florida Public Defender Training, "Mental Disability and the Death Penalty," Orlando, Fl.
- Sept. 8: "Surveillance and the Fourth Amendment," North Florida Chapter of Retired Intelligence Officers, Orange Park, Fl.
- Sept. 17: Constitution Day Lecture, University of Florida, "The Constitution and Surveillance by the Government"
- Oct. 4-5: State of Florida Forensic Mental Health Training, Ft. Lauderdale, Fl.
- Oct. 13: Public Interest Conference, "Mental Health and the Virginia Tech Incident," Emory Law School
- Oct. 19: Panel on "Speaking for the Unforgivable: Death Penalty Mitigation Testimony," American Association of Psychiatry & Law Annual Meeting
- Oct. 24: "Psychological Issues in the Criminal Law," American Board of Forensic Psychology, St. Louis
- Nov. 9: Workshop, "The Death Penalty and Dangerousness," Notre Dame Law School