

## 2013 ACS

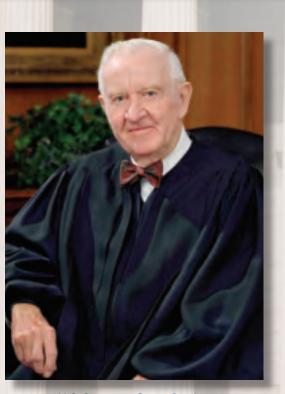
## NATIONAL CONVENTION

#### AMERICAN CONSTITUTION SOCIETY FOR LAW & POLICY

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## ...AND JUSTICE FOR ALL



**U.S. Supreme Court Justice** John Paul Stevens



U.S. Representative John Lewis



U.S. Senator Elizabeth Warren



Jeff Merkley



**Maryland Governor** Martin O'Malley

Acting U.S. Associate **Attorney General** Tony West





## Greetings from the ACS BOARD CHAIR



At a time of increasing economic inequality, continuing challenges to minority voting rights, and a Supreme Court increasingly friendly to big business, the 2013 ACS National Convention will explore and discuss what our democracy means for

all of us, especially our most vulnerable. ACS is working ever harder to strengthen our network and intensify the involvement of our members and chapters in the vital work of ensuring that our laws promote a healthy democracy.

While progressives have defeated some state efforts to make voting a more difficult endeavor, especially for minorities, students, and the elderly, voting rights are hardly secure, with too many state lawmakers crafting new ways to

circumvent the democratic process. We need to ask whether those on the progressive side are doing everything we can to respond effectively. Our nation has taken significant steps to expand the franchise and we must not let attempts to narrow it win the day.

We must continue to work at focusing the nation on the vital role courts play in American lives. The Supreme Court this term is considering the constitutionality of the indispensable Voting Rights Act, marriage equality and race-conscious university admissions policies; all of these cases are dramatic reminders of the function courts have in the realm of social policy. One plenary panel at our convention will explore the judiciary's importance in shaping our democracy. Another will examine political equality and a third the need to reform our criminal justice system, including assurance that criminal defendants have effective and adequate counsel.

Those are just the headlines. As always, our thoughtful panels featuring many of the nation's leading legal minds,

### Welcome from the ACS PRESIDENT



When ACS was launched in 2001, we knew we had the solemn responsibility of defending the progressive values inherent and explicit in our Constitution.

Our growing network of lawyers, judges, scholars, law students, elected officials and

opinion leaders works to advance our mission in Congress, the courts and classrooms—protecting legislative victories, helping to craft and support forward-looking policies and teaching the public what is at stake in the courts.

We are proud to focus this year's convention on the theme "...And Justice for All." But in our celebration of our great Constitution and forward strides in the progress toward justice, liberty and equality, we must also take stock

of recent and threatened reversals. From voting rights to marriage equality, diversity in education to gun violence prevention, the conservative legal movement is trying to push us backwards.

For this reason, we continue our dedicated efforts to cultivate and support the young progressive lawyers who will provide our country's future leadership, and we serve as a trusted resource for opinion leaders and policymakers in the judicial nominations process and on substantive legal matters. Members of our network have been at the forefront in the fight to protect the Voting Rights Act and to advance marriage equality. ACS leaders regularly file briefs, provide definitive legal analysis, educate the media and argue cases before the Supreme Court.

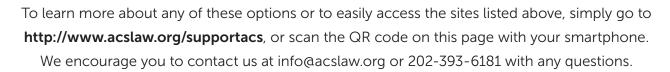
We've also been commemorating the 50th anniversary of the historic *Gideon v. Wainwright* decision with an emphasis on indigent defense and the need to fulfill the promise of fair and equal "justice for all." Our activities have included the first-ever ACS Student Convention on the theme,

## **SUPPORT**

The national convention is just a glimpse of ACS's work. We need your help to transform the progressive ideas and principles discussed at this event into sound policy at the local and national level, and to develop the next generation of progressive leaders.

#### THERE ARE MANY WAYS TO SUPPORT ACS:

- **GET INVOLVED.** Volunteer to become a mentor to a student or lawyer, participate in our Constitution in the Classroom program or take part in our events. Reach out to your local chapter to get more involved or sign up for our announcements at <a href="http://www.acslaw.org/email-preferences">http://www.acslaw.org/email-preferences</a>.
- ◆ **READ A BOOK.** ACS is part of the Amazon Affiliates program. Bookmark and visit <a href="http://www.amazon.com/?tag=americanconstsoc">http://www.amazon.com/?tag=americanconstsoc</a> when perusing our BookTalk selections or doing your regular shopping on Amazon, and up to 15% of your purchase will go directly to ACS.
- ◆ WRITE A REVIEW. We are proud to be a 2012 Top-Rated Nonprofit on GreatNonprofits (http://greatnonprofits.org)—an honor we could not have achieved without our network. Your positive 2013 review of ACS will automatically be posted to prominent charity evaluators and could help ACS win additional opportunities to share our work with the philanthropic community as part of the Top-Rated Hall of Fame.
- ◆ **SHOW YOUR ACS PRIDE.** One tote bag not enough? Visit our store at http://www.cafepress.com/acslaw to purchase a spare, along with shirts, mugs, magnets and more.
- ◆ LEAVE A LASTING LEGACY. Ensure that the Constitution remains a living document for generations to come by naming ACS in your will. We gratefully accept bequests of all types, and you pay no estate tax on your gift. Visit <a href="https://www.acslaw.org/donate/planned-giving">https://www.acslaw.org/donate/planned-giving</a> for more information and suggested language, or contact Vice President of Development Lisa Hayes.
- ◆ TAKE ACS TO WORK. Does your employer have a matching gift program or corporate foundation? Looking for sponsorship opportunities? We would love to work with you! Federal employees can also support ACS through the Combined Federal Campaign (ID #65827).
- ◆ **DONATE.** Becoming an ACS member or making a contribution remains the most direct, immediate way to provide us with the resources we need to carry out our work on a day-to-day basis. Support ACS today at <a href="https://www.acslaw.org/donate">https://www.acslaw.org/donate</a>, or use the enclosed form.



Thank you for your support and involvement!

Together, we will make a difference.

policymakers and activists will discuss an array of pressing issues. I know that our cause of expanding and bolstering the legal community's commitment to progressive values will be advanced by the discourse at our convention as it is each and every year, just as our staff and our vibrant network at law schools and in cities from coast to coast do all year long.

I know this year's convention will provide tools, connections and inspiration to take back home and share with others, to strengthen the cause of protecting our democracy and ensuring the promise of justice for all.

Vera Edding

Peter Edelman

"Gideon at 50," held at Stanford Law School in March.

Nearly 200 student leaders from across the country
convened to discuss the case's legacy and the future of
work on behalf of low-income individuals and delivering
on Gideon's promise of a more just society.

The right realized long ago that the courts are a critical component of successful public policy, and invested their resources accordingly. To ensure that our laws and public policy reflect the principles of liberty and equality on which our nation was founded, we can do no less. With your continued support, we will reclaim the courts and ensure the law remains a force to improve the lives of all people.



Caroline Fredrickson

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## **ABOUT US**

#### **OUR MISSION**

The American Constitution Society for Law and Policy (ACS) promotes the vitality of the U.S. Constitution and the fundamental values it expresses: individual rights and liberties, genuine equality, access to justice, democracy and the rule of law. These abiding principles are reflected in the vision of the Constitution's framers and the wisdom of forward-looking leaders who have shaped our law throughout American history. As a result of their efforts, the Constitution has retained its authority and relevance for each new generation.

In recent years, an activist conservative legal movement has gained influence—eroding these enduring values and presenting the law as a series of sterile abstractions. This new orthodoxy, which threatens to dominate our courts and our laws, does a grave injustice to the

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LAW AND POLICY

The American Constitution Society embraces the progress our nation has

American vision.

made toward full embodiment of the Constitution's core values. ACS believes that law can and should be a force for improving the lives of all people. We are revitalizing and transforming legal and policy debates in classrooms, courtrooms, legislatures and the media, and we are building a diverse and dynamic network of progressives committed to justice. Through these efforts, ACS will ensure that the institutions of American law reflect the highest values of our nation and serve the needs of its people.

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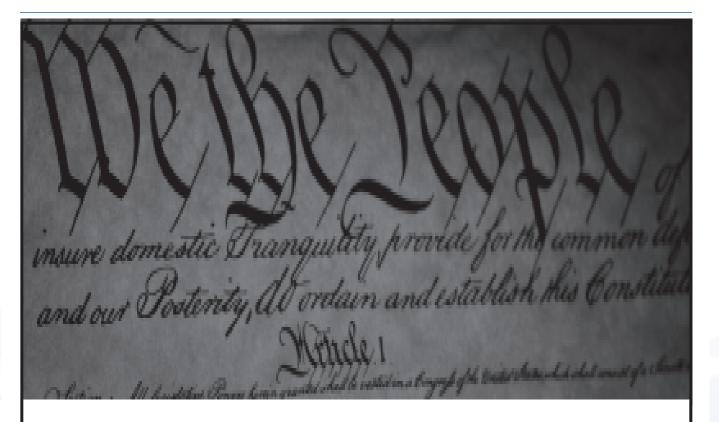
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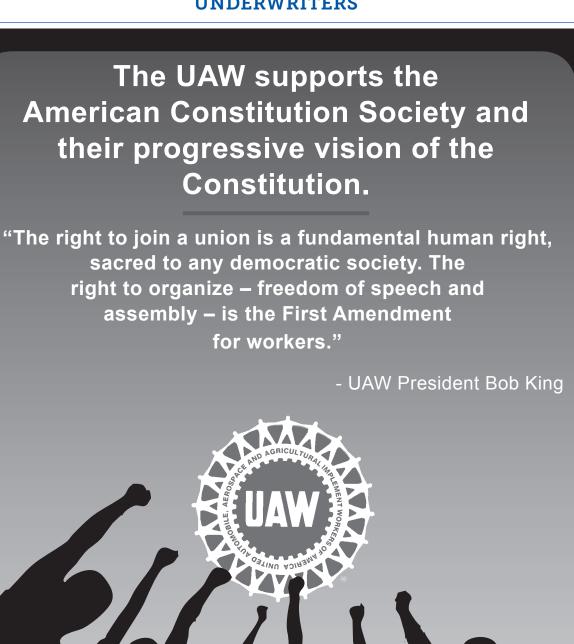
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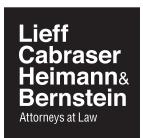
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We salute its effort to ensure that the Constitution remains a force to improve the lives of all.

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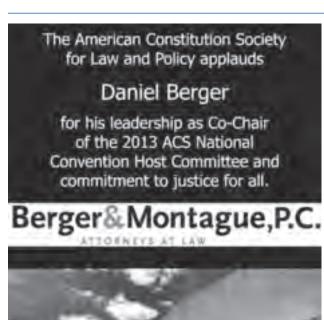
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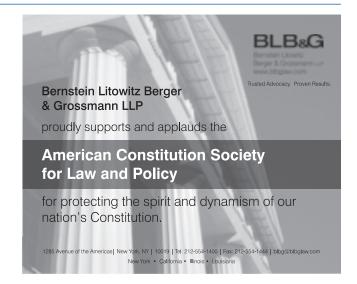
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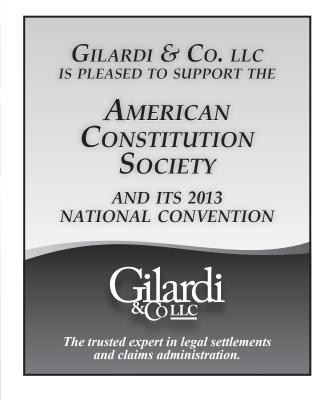
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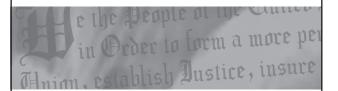
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Jenner & Block salutes the American Constitution Society

for its continuing work to support and defend the Constitution of the United States.



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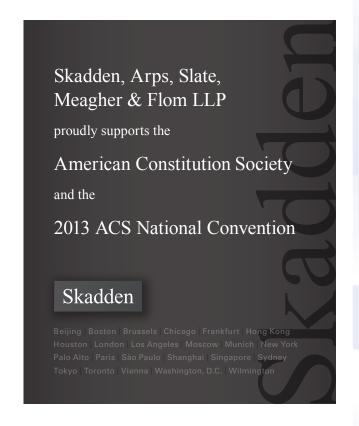
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We congratulate the 2013 ACS Progressive Champions

BRAD SMITH General Counsel, Microsoft

&

THE HONORABLE JOHN LEWIS Congressman and Civil Rights Leader



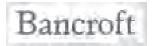


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## ACS 2013 CONVENTION SCHEDULE

#### **THURSDAY, JUNE 13**

12:00-2:00 p.m.	STUDENT RETREAT	Mayer Brown, 1999 K St NW
2:30-3:30 p.m.	SPEED NETWORKING	North Gate Restaurant
4:00 p.m.	SILENT AUCTION OPENS	Capital Terrace and Upper Lobby
4:00-5:30 p.m.	OPENING SESSION	
	A Call to Public Service Representative Crisanta Duran, Colorado General Assem Kathleen Morris, Associate Professor of Law, Golden Gat Gene R. Nichol, Boyd Tinsley Distinguished Professor of on Poverty, Work & Opportunity, University of North C Shanna Singh Hughey, Senior Advisor, Mayor Karl Dean Amanda Tyler, Ways and Means Counsel, Office of U.S. F	te University School of Law Law and Director of the Center Carolina School of Law
5:30-6:30 p.m.	PUBLIC INTEREST FELLOWS HAPPY HOUR*	Lobby Bar
5:30-6:45 p.m.	VIP RECEPTION*	South American A/B Room
7:00-9:00 p.m.	GALA DINNER	Presidential Ballroom
	Keynote Address by Senator Elizabeth Warren (Mass.	.)
	Remarks by ACS President Caroline Fredrickson	
	Closing Remarks by Senator Jeff Merkley (Ore.)	
	Presentation of Constance Baker Motley National St Reproductive Rights & Justice (in conjunction wit and Student Chapter Awards	
9:30-11:00 p.m.	STUDENT CHAPTERS HAPPY HOUR	BlackFinn, 1620 I St NW
FRIDAY, JUN	E 14	
7:30-9:00 a.m.	JUDICIAL NOMINATIONS TASK FORCE BREAKFAST	South American A/B Room
8:00-9:00 a.m.	LAWYER CHAPTER LEADERSHIP SESSION	Statler A/B Room
9:00-9:05 a.m.	2013 PROGRESSIVE CHAMPION AWARD TO REPRESENTATIVE JOHN LEWIS (Ga.)	Presidential Ballroom
9:05-9:25 a.m.	REMARKS BY FEATURED SPEAKER	

Representative John Lewis

<sup>\*</sup> Invitation Only; \* ACS is a State Bar of California approved MCLE provider. Marked programs are also approved for CLE credit in Illinois.

#### FRIDAY, JUNE 14 continued

#### 9:30-11:15 a.m.

#### PLENARY PANEL ..

#### The Value of a Vote: Reassessing Political Equality<sup>+</sup>

Linda Greenhouse, Joseph Goldstein Lecturer in Law, Yale Law

School; Member, ACS Board of Directors

Ryan P. Haygood, Director of the Political Participation Group,

NAACP Legal Defense & Educational Fund (LDF)

Pamela S. Karlan, Kenneth and Harle Montgomery Professor of Public Interest Law and Co-Director, Supreme Court Litigation Clinic, Stanford Law School; Member, ACS Board of Directors

Nina Perales, Vice President of Litigation, Mexican American

Legal Defense and Educational Fund (MALDEF)

Richard H. Pildes, Sudler Family Professor of Constitutional Law, New York University School of Law Steven R. Shapiro, Legal Director, American Civil Liberties Union (ACLU)

#### 11:30 a.m.-1:00 p.m.

#### **BREAKOUT SESSIONS**

#### A Corporate Takeover of the First Amendment?<sup>+</sup> ...... Federal A Room

David M. Brodsky, Principal, Brodsky ADR LLC; Member, ACS Board of Directors

Charles Fried, Beneficial Professor of Law, Harvard Law School; former U.S. Solicitor General

Burt Neuborne. Inez Milholland Professor of Civil Liberties. NYU School

of Law; Founding Legal Director, Brennan Center for Justice

Cliff Sloan, Partner, Skadden, Arps, Slate, Meagher & Flom LLP; Member, ACS Board of Directors

Sherrese M. Smith, Chief Counsel to Former Chairman Genachowski,

Federal Communications Commission

Elizabeth B. Wydra, Chief Counsel, Constitutional Accountability Center

#### Showdown: A Dialogue Over the Second Amendment ...... South American A/B Room

Rebecca L. Brown, Newton Professor of Constitutional Law, University

of Southern California Gould School of Law

Walter Dellinger, Partner, O'Melveny & Myers, LLP; former acting U.S.

Solicitor General; Member, ACS Board of Advisors

Sanford Levinson, W. St. John Garwood and W. St. John Garwood, Jr.

Centennial Chair in Law, University of Texas School of Law

Geoffrey R. Stone, Edward H. Levi Distinguished Service Professor, University of Chicago Law School Adam Winkler, Professor of Law, University of California Los Angeles School of Law

#### The Search for Privacy and Security in the Internet's Modern Era ...... Federal B Room

Susan Freiwald, Professor of Law, University of San Francisco School of Law

Jamil N. Jaffer, Republican Chief Counsel and Senior Advisor,

U.S. Senate Committee on Foreign Relations

David Lieber, Privacy Policy Counsel, Google

Jeffrey Rosen, President and CEO, National Constitution Center; Professor

of Law, George Washington University Law School

Peter Swire, C. William O'Neill Professor of Law and Judicial Administration,

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Harvey Epstein, Associate Director, Urban Justice Center

Diane L. Houk, Of Counsel, Emery Celli Brinckerhoff & Abady LLP

Kim M. Keenan, General Counsel, NAACP

Shanna L. Smith, President/CEO, National Fair Housing Alliance

Jacob L. Vigdor, Professor of Public Policy and Economics, Duke University

#### 1:15-1:45 p.m.

#### NETWORKING LUNCH ......

Presentation of Progressive Champion Award to Brad Smith, General Counsel and Executive Vice President, Legal and Corporate Affairs, Microsoft

**ACS Lawyer Chapter Awards** 

<sup>\*</sup> ACS is a State Bar of California approved MCLE provider. Marked programs are also approved for CLE credit in Illinois.

#### FRIDAY, JUNE 14 continued

1:45-2:10 p.m. FEATURED SPEAKER Presidential Ballroom

U.S. Supreme Court Justice John Paul Stevens

2:15-2:30 p.m.

U.S. Department of Justice Acting Associate Attorney General Tony West

PLENARY PANEL Presidential Ballroom 2:30-3:45 p.m.

Reclaiming Gideon+

Stephen B. Bright, President and Senior Counsel, Southern Center for Human Rights Derwyn Bunton, Chief District Defender, Orleans Parish, Louisiana Scott Burns, Executive Director, National District Attorneys Association M. Clara Hernandez, Chief Public Defender, El Paso County, Texas Chief Judge Jonathan Lippman, New York State Court of Appeals

David Porter, Assistant Federal Defender, Eastern District of California

4:00-5:30 p.m. **BREAKOUT SESSIONS** 

Fresh Perspectives and the Future of Federalism<sup>+</sup> ...... Federal B Room

Jessica Bulman-Pozen, Associate Professor of Law, Columbia Law School P. (Deep) Gulasekaram, Associate Professor of Law, Santa Clara University School of Law Steve Sanders, Associate Professor of Law, Indiana University Maurer School of Law Neil S. Siegel, David W. Ichel Professor of Law, Professor of Political Science and Co-Director of the Program in Public Law, Duke University School of Law Franita Tolson, Betty T. Ferguson Professor of Voting Rights, Florida State University College of Law

Money, Politics and State Courts: A Threat to a Fair and Impartial Judiciary? ... Federal A Room

Rachel Paine Caufield, Professor, Drake University

Justice Marilyn Kelly, Distinguished Jurist in Residence, Wayne State University Law School; former Chief Justice, Michigan Supreme Court Jeremy Kidd, Assistant Professor of Law, Mercer University Walter F. George School of Law

Joanna Shepherd, Associate Professor of Law, Emory University School of Law Justice David Wiggins, Iowa Supreme Court

The Worker Voice in a New Era of Organizing Senate Room

Craig Becker, General Counsel, AFL-CIO

Stephen P. Berzon, Founding Partner, Altshuler Berzon LLP

Katie Corrigan, Policy Director for the Kalmanovitz Initiative for Labor and the Working Poor, Georgetown University Law Center

Willis Goldsmith, Partner, Jones Day

Ann C. Hodges, Professor of Law, University of Richmond School of Law

Mark Schneider, Counsel for Political Programs and Associate General Counsel, SEIU

John H. Beisner, Partner, Skadden, Arps, Slate, Meagher & Flom LLP

Arthur H. Bryant, Executive Director, Public Justice

Faith E. Gay, Partner, Quinn Emanuel Urguhart & Sullivan, LLP; Member, ACS Board of Directors

Suzette M. Malveaux, Associate Dean for Academic Affairs and Professor of Law,

Columbus School of Law at The Catholic University of America

Cyrus Mehri, Founding Partner, Mehri & Skalet, PLLC

Arthur R. Miller, University Professor, NYU School of Law

Andrew J. Pincus, Partner, Mayer Brown LLP; Member, ACS Board of Directors

Christopher A. Seeger, Partner, Seeger Weiss LLP

Jonathan D. Selbin, Partner, Lieff Cabraser Heimann & Bernstein, LLP

John Vail, Vice President and Senior Litigation Counsel, Center for Constitutional Litigation

Barry A. Weprin, Partner, Milberg LLP

<sup>\*</sup> ACS is a State Bar of California approved MCLE provider. Marked programs are also approved for CLE credit in Illinois.

#### FRIDAY, JUNE 14 continued

5:30-6:00 p.m.	NETWORKING AND MENTORING	
	Silent Auction	Capital Terrace
	Informal Session: Meeting – ALICE: A Progressive Response to ALEC	California Room
6:00-7:00 p.m.	A VIEW FROM THE BENCH  Judge Gary Feinerman, U.S. District Court for the Northern District of Illinois  Judge Lucy H. Koh, U.S. District Court for the Northern District of California  Judge Beverly B. Martin, U.S. Court of Appeals for the Eleventh Circuit  Chief Judge Theodore A. McKee, U.S. Court of Appeals for the Third Circuit  Judge David S. Tatel, U.S. Court of Appeals for the District of Columbia Circuit  Judge Diane P. Wood, U.S. Court of Appeals for the Seventh Circuit  Moderated by ACS President Caroline Fredrickson	. Presidential Ballroom
7:00-8:00 p.m.	RECEPTION Congression	nal and Senate Rooms
8:00-9:30 p.m.	CONVENTION HAPPY HOUR Loews Madison H	otel, 1177 15th St., NW
	Sponsored by the D.C. Lawyer Chapter	

#### **SATURDAY, JUNE 15**

8:00-9:00 a.m.	FACULTY ADVISOR BREAKFAST	. Pan American Room
8:00-9:00 a.m.	NEXT GENERATION LEADERS BREAKFAST*	Statler A/B Room
9:00-9:15 a.m.	REMARKS BY FEATURED SPEAKER	. Presidential Ballroom
	Governor Martin O'Malley (Md.)	
9:15-11:00 a.m.	PLENARY PANEL	. Presidential Ballroom
	Courts, the Constitution and Social Change*  Jack M. Balkin, Knight Professor of Constitutional Law and the First Amendment, Olatunde Johnson, Professor of Law, Columbia Law School Associate Justice Goodwin Liu, California Supreme Court Nicholas Quinn Rosenkranz, Professor of Law, Georgetown University Law Center; Senior Fellow, Cato Institute Reva Siegel, Nicholas deB. Katzenbach Professor of Law, Yale Law School; Member, ACS Board of Directors David A. Strauss, Gerald Ratner Distinguished Service Professor of Law, University of Chicago Law School; Member, ACS Board of Directors Judge Vaughn R. Walker; Former Chief Judge, U.S. District Court for the Northern District of California	, Yale Law School
11:15 a.m12:45 p.m.	BREAKOUT SESSIONS	
	Comprehensive Immigration Reform: DREAMs, Possibilities and Obstacle Sarita Gupta, Executive Director, Jobs with Justice David A. Martin, Warner-Booker Distinguished Professor of International Law,	\$ Federal A Room

+ ACS is a State Bar of California approved MCLE provider. Marked programs are also approved for CLE credit in Illinois.

Alex Nowrasteh, *Immigration Policy Analyst, Cato Institute* Manu Raju, *Senior Congressional Reporter*, POLITICO

Clarissa Martínez-De-Castro, Director, Civic Engagement and Immigration,

University of Virginia School of Law

National Council of La Raza

**Capitol Steps** 

### **SATURDAY, JUNE 15** continued

11:15 a.m.–12:45 p.m.	BREAKOUT SESSIONS continued	
	Winner Stays, Loser Pays: Developments in Fee Shifting* Federal B Roor John R. Bowman, Director of Federal and State Relations, American Association for Justice Judge Nancy Gertner, Professor of Practice, Harvard Law School; former Judge, U.S. District Court for the District of Massachusetts; Member, ACS Board of Directors Patti Goldman, Vice President for Litigation, Earthjustice Adam T. Klein, Partner, Outten & Golden LLP	
	Harry P. Susman, <i>Partner, Susman Godfrey LLP</i>	
	Perspectives on National Security and the War on Terror	
	The Era of Mass Incarceration  Judge Mark W. Bennett, U.S. District Court for the Northern District of Iowa  Mark Osler, Professor of Law, University of St. Thomas School of Law  Matt Pillischer, Producer and Director, Broken On All Sides  Kemba Smith Pradia, Author, Poster Child: The Kemba Smith Story;  Founder, Kemba Smith Foundation  Nkechi Taifa, Senior Policy Analyst, Open Society Foundations and Open Society Policy Center  James E. Williams, Jr., Public Defender, Orange and Chatham Counties, North Carolina	
1:00-1:30 p.m.	NETWORKING LUNCH Presidential Ballroom	
	Presentation of the David Carliner Public Interest Award and Richard D. Cudahy Awards	
1:30-3:00 p.m.	CLOSING PLENARY	
	Covering the Court: Inside the Supreme Court Press Room Presidential Ballroom Kimberly Atkins, Staff Writer, Lawyers USA Joan Biskupic, Legal Affairs editor-in-charge, Reuters News Thomas Goldstein, Founding Partner, Goldstein & Russell, P.C. Adam Liptak, Supreme Court Correspondent, The New York Times Nina Totenberg, Legal Affairs Correspondent, NPR	
6:00-8:00 p.m.	STUDENT NETWORKING DINNERS	
6:45-9:30 p.m.	ACS NIGHT AT THE THEATER	

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## PANEL DESCRIPTIONS

#### **OPENING SESSION PANEL**

#### **A Call to Public Service**

Despite slow improvements in the economy, the job market for new lawyers remains a significant challenge. Many young attorneys interested in public service work worry about whether there is an adequate infrastructure in place to support a public interest career choice. What are the options at state and local levels and how can recent graduates secure a place in those settings? Are there innovative alternatives to pursue public interest work in non-traditional settings, like public firms? Can a progressive public interest law firm be created inside a city or county counsel's office? Participants will discuss traditional and innovative options.

#### **CONVENTION PLENARIES**

## The Value of a Vote: Reassessing Political Equality

Over the last decade the Supreme Court has shown an increased interest in weighing in on issues affecting the integrity of the political process. From the Court's holding in Citizens United v. FEC to its recent decision to grant certiorari in Shelby County v. Holder, challenging the constitutionality of Section 5 of the Voting Rights Act, the Court's rulings have a significant impact on political equality in this country. How will these decisions affect the health of our democracy? What are the implications of Shelby County on the future of voting rights? Has the Court dismissed the idea that equalizing opportunity for political influence is a legitimate value when it comes to voting rights and campaign finance regulation? What is the future of voter political participation? What challenges lie ahead? Panelists will explore these and other questions in a thought provoking discussion about the vitality of our democracy and the civic participation on which it relies.

#### Reclaiming Gideon

Fifty years ago the United States Supreme Court decided *Gideon v. Wainwright*, one of the most renowned and celebrated cases in our constitutional history. Today we recognize *Gideon* not only for the right to court appointed counsel that it protects, but also for the commitment to equal justice under law that it symbolizes. Some, however, have argued that *Gideon* has proven to be only an empty promise and that the right to meaningful representation is more illusory than real. Focusing on the rights of indigents, this panel will examine *Gideon* and the state of the American justice system (civil and criminal) at the federal, state, and local levels.

#### **Courts, the Constitution and Social Change**

One need only look at the Supreme Court's consideration of marriage equality and affirmative action this term to be reminded of the important role courts can play in social movements, whether it is to advance causes or slow them down. Throughout American constitutional history, the courts have at times been at the vanguard of social change, with such cases as *Brown v. Board of Education, Lawrence v. Texas* and *Roe v. Wade* being among the more notable examples. At other times, the Supreme Court has stood as an obstacle to social progress. This panel will focus on the questions of what should be the role of the courts in debates over major social issues and how rules of constitutional interpretation can and should play into this discussion.

#### Covering the Court: Inside the Supreme Court Press Room

With back-to-back blockbuster terms, the Supreme Court continues to capture our collective imagination, as well as impact the lives of all Americans. The journalists who cover the Court day-in and day-out have a unique perspective on the Justices and how cases get decided. This panel of Supreme Court reporters will take us inside the Supreme Court Press Room, reflecting on the October 2012 Term, the personalities and shifting alliances on the Court, and the possibility of upcoming vacancies.

#### **BREAKOUT PANELS**

## A Corporate Takeover of the First Amendment?

Corporations have prevailed with First Amendment arguments in several contexts, including credit rating agency opinions, and most recently, marketing and advertising regulation. In the 2010-2011 Term, in Sorrell v. IMS Health, Inc., the Court held that pharmacies have a First Amendment right to sell prescription records to marketing and data mining companies. In Citizens United v. Federal Election Commission, the Court held that it was unconstitutional to ban free speech through the limitation of independent communications by corporations, associations, and unions. Is the Court's First Amendment jurisprudence furthering corporate interests at the expense of public interests? Are these decisions fueling litigation strategies in the lower courts that promise increased expansion of corporate rights? Or are critics just being dismissive of free speech rights because they do not like the speaker? Our panel will describe, from a variety of perspectives, the implications of the Court's pronounced shift on corporate First Amendment issues.

## Showdown: A Dialogue Over the Second Amendment

Among progressive scholars, there used to be consensus that the Second Amendment protected only a collective right of the states to maintain "a well-regulated Militia." However, over the past 25 years, some progressive scholars have departed from this consensus, and some argue that this departure is partly responsible for the individual rights interpretation reflected in District of Columbia v. Heller and McDonald v. Chicago. With the Supreme Court having weighed in, is the debate over the Second Amendment now over, and what are the varying progressive viewpoints? And with the national conversation focused on gun violence prevention, how does the current understanding of the Second Amendment limit the forms that such prevention can take? What should be the response to the wave of unprecedented mass shootings, like the one in Newtown, Connecticut, and to the increased gun violence in major cities?

## The Search for Privacy and Security in the Internet's Modern Era

What role does government have in regulating, monitoring and reviewing our online behavior, and what limits should be placed on the government and corporations and their ability to share the details of our private lives? With the Electronic Communications Privacy Act reform being assessed by

Congress, true cyber security reform stalled and the Foreign Intelligence Surveillance Act (FISA) left intact by the Supreme Court in *Clapper v. Amnesty International*, the intersection of government, technology, the internet and privacy is front and center in the national debate. What are the various constitutional and legislative considerations? What are the challenges to reform?

## The Resegregation of America: The State of Fair Housing

Housing segregation persists today, with the rising income gap of the past few decades to blame. Of course, the millions of incidents of housing discrimination that occur annually cannot be overlooked. Contemporary housing crises, like unprecedented foreclosures and post-Katrina housing shortages, have also played a significant role. Because our access to education, health care and other necessities are often determined by where we live, what legal and policy measures can be advanced to prevent the resegregation of America? With courts chipping away at organizational standing in several civil rights contexts, are the enforcement efforts of private fair housing organizations threatened? Given repeated efforts by the Supreme Court to consider disparate impact in the fair housing context-first with Magner v. Gallagher and now with Mount Holly v. Mt. Holly Gardens Citizens in Action, Inc.—will disparate impact remain a viable tool to combat housing discrimination? What deference should be given to the U.S. Department of Housing and Urban Development's regulation affirming the disparate impact standard? How can we ensure that tools meant to increase housing opportunity and access, like the Low-Income Housing Tax Credit, are not being used to further discrimination?

## Fresh Perspectives and the Future of Federalism

Principles of federalism partially define our constitutional structure and inform numerous ongoing national debates, including those on immigration, marriage equality, marijuana regulation, the proper scope of executive power and health care reform. Members of a new generation of legal scholars will discuss what federalism may look like five and 10 years from now, highlighting developments in the courts, in state and federal legislatures and at the grassroots level.

## Money, Politics and State Courts: A Threat to a Fair and Impartial Judiciary?

Important new empirical research sponsored by ACS establishes a correlation between political contributions to

state court judges and judicial decisions favoring business interests. The 2012 election cycle shows that corporate contributions to judicial candidates continue to grow, and partisanship in state court elections is accelerating. A panel of expert academics and judges will examine the scope of this problem and propose solutions. They will address the evidence marshaled in the ACS report, Justice at Risk? An Empirical Examination of Whether Campaign Contributions Influence State Court Decision-Making, that there is a significant statistical correlation between campaign contributions from business interests and pro-business judicial decisions. The panel also will address the following questions: Do increasingly expensive and partisan elections threaten the fairness and impartiality of the judiciary? Are certain methods of judicial selection better suited to address these problems than others? How can citizens take action to defend the fairness and impartiality of the judiciary?

#### The Worker Voice in a New Era of Organizing

Economic inequality has grown rapidly over the past few decades, with a disheartening decline in workforce stability. The workplace and its force as a channel for economic success is no longer a foregone conclusion for the worker. Organizing to fight income inequality has become increasingly difficult. Much of this dilemma can be traced to the hostile, coordinated legal and political opposition facing organized workers, collective action and collective bargaining. Is collective action the most effective method of fighting income inequality? How can principles of freedom of assembly and freedom of association be used in new and creative ways to mobilize and organize workers? What novel tools can existing labor organizations and unions look to in their organizing campaigns? What are new and transformative forms of organizing that can fundamentally enhance collective action and reinvigorate the worker voice? What types of federal and state legislation could support these efforts, and is collective action the answer to fighting economic inequality?

## A Class Act Term?: The Supreme Court and Class Actions

The Court considered several class action cases this term. Its docket included Amgen Inc. v. Connecticut Retirement Plans and Trust Funds, Comcast v. Behrend, Genesis HealthCare Corp. v. Symczyk and American Express Co. v. Italian Colors Restaurant. Have the Court's decisions in these cases been consistent with the precedents established in Wal-Mart v. Dukes and AT&T v. Concepcion? Should employees, consumers, investors and others be concerned that their

ability to pursue class action litigation has been limited? Or, has the Court demonstrated through its decisions that such concerns are unwarranted? As the 2012–2013 Term comes to a close, this panel will consider the current state of class action litigation and mandatory arbitration and explore the impact of *Wal-Mart* and *AT&T* in the lower courts.

## Comprehensive Immigration Reform: DREAMs, Possibilities and Obstacles

This time around real, comprehensive immigration reform looks possible, including a path to legalization for the 11 million undocumented individuals who live and work in the U.S. Will it include a temporary worker program? A path to citizenship for the undocumented youth known as "DREAMers"? A new employment verification system? What must be done legislatively and what can be accomplished administratively to reform our immigration system? This panel will examine pending proposals from the legislative and executive branches, the opposition to them and the possibility of legal challenges.

## Winner Stays, Loser Pays: Developments in Fee Shifting

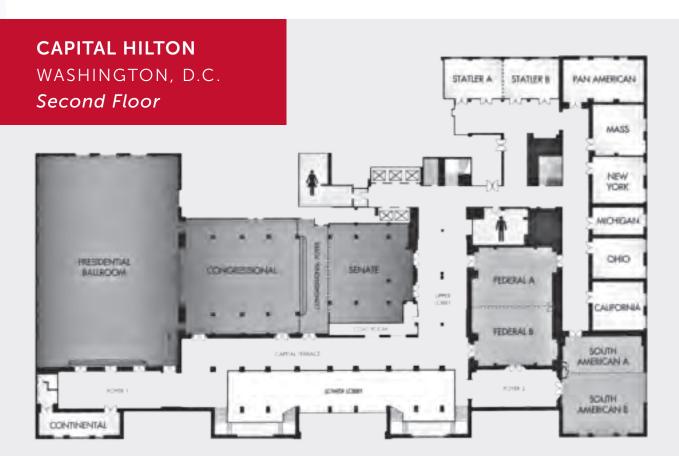
Texas most recently deviated from the traditional American rule that both parties pay for their own litigation costs in 2011 when it enacted legislation that allows prevailing parties to recover litigation expenses in cases deemed frivolous. Historically, in the United States, fee shifting has only been allowed in situations where litigation is encouraged as a matter of public policy, such as civil rights and consumer protection cases. While Alaska is the only other state that has a loser pays system, the concept has been championed by tort reformers, and publicly supported by several elected officials. The Supreme Court even weighed in, recently reaffirming the authority of district courts to shift costs under the Federal Rules of Civil Procedure in Marx v. General Revenue Corp. Do we have evidence that a loser pays system actually reduces litigation costs by encouraging parties to settle out of court? Does it do justice a disservice by discouraging plaintiffs from filing suit? Has there been innovation in litigation funding that provides individuals with incentives to bring their cases to court? Given the longstanding tradition that litigants pay their own costs, what is the justification for fee shifting in areas of the law where the public interest seeks to encourage litigation, like civil rights?

## Perspectives on National Security and the War on Terror

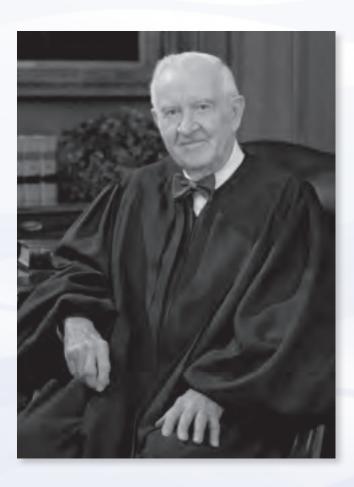
The past two administrations, led by Presidents Barack Obama and George W. Bush, have overseen responses to the largest domestic terrorist attack in U.S. history, the beginning and imminent end of wars in Iraq and Afghanistan, the development of laws supporting non-Article III military commissions, the rise and dismantling of terrorist networks, and the evolution of various forms of warfare. There is much debate surrounding how these administrations may have differed or aligned in their interpretation of the Constitution when formulating national security policy in this area. How have the two administrations differed in their interpretation of executive power and effectuating policies to fight the war on terror? How has the Obama administration justified actions relating to the War Powers Act, military commissions, Authorization for Use of Military Force and drone warfare? Finally, what is the progressive vision for national security policy, and how might that comport with and differ from this administration's current policies?

#### The Era of Mass Incarceration

The United States incarcerates more than two million people, imprisoning more people than any other country in the world. This unprecedented prison population can be attributed to federal and state policies implemented over the past few decades, including mandatory minimums, three strikes and life without parole. Our culture of incarceration is reflected in a variety of contexts, from the War on Drugs to the School to Prison Pipeline, where criminalization has prevailed over other approaches to social problems. Mass incarceration has had a disproportionate impact on people and communities of color, with African-Americans and Latinos constituting approximately 60% of the prison population. What are the consequences of mass incarceration for our society? What policies and practices are driving these high levels of imprisonment? Are there constitutional tools at our disposal, like the pardon power and the Eighth Amendment, which can assist in ending the era of mass incarceration?



## FEATURED SPEAKERS



#### U.S. Supreme Court Justice

#### **John Paul Stevens**

John Paul Stevens (Retired), Associate Justice, was born in Chicago, Illinois, April 20, 1920. He married Maryan Mulholland, and has four children—John Joseph (deceased), Kathryn, Elizabeth Jane, and Susan Roberta. He received an A.B. from the University of Chicago, and a J.D. from Northwestern University School of Law. He served in the United States Navy from 1942–1945, and was a law clerk to Justice Wiley Rutledge of the Supreme Court of the United States during the 1947 Term. He was admitted to law practice in Illinois in 1949. He was Associate Counsel to the Subcommittee on the Study of Monopoly Power of the Judiciary Committee of the U.S. House of Representatives, 1951-1952, and a member of the Attorney General's National Committee to Study Antitrust Law, 1953-1955. He was Second Vice President of the Chicago Bar Association in 1970. From 1970–1975, he served as a Judge of the United States Court of Appeals for the Seventh Circuit. President Ford nominated him as an Associate Justice of the Supreme Court, and he took his seat December 19, 1975. Justice Stevens retired from the Supreme Court on June 29, 2010.



#### U.S. Senator, Massachusetts

#### Elizabeth Warren

Elizabeth Warren was elected to the United States Senate on November 6, 2012, by the people of Massachusetts. She is widely credited for the original thinking, political courage, and relentless persistence that led to the creation of the Consumer Financial Protection Bureau. President Obama asked her to set up the new agency to hold Wall Street banks and other financial institutions accountable, and to protect consumers from financial tricks and traps often hidden in mortgages, credit cards and other financial products.

In the aftermath of the 2008 financial crisis, Warren served as Chair of the Congressional Oversight Panel for the Troubled Asset Relief Program (TARP). Senator Warren was a law professor for more than 30 years, including nearly 20 years as the Leo Gottlieb Professor of Law at Harvard Law School. The graduating class at Harvard twice recognized her with the Sacks-Freund Award for excellence in teaching. She taught courses on commercial law, contracts, and bankruptcy and wrote more than a hundred articles and nine books, including two national best-sellers, The Two-Income Trap and All Your Worth. National Law Journal named her one of the Most Influential Lawyers of the Decade, TIME Magazine twice named her one of the 100 most influential people in the world, and she has been honored by the Massachusetts Women's Bar Association with the Lelia J. Robinson Award. Senator Warren is a graduate of the University of Houston and Rutgers School of Law. She and her husband Bruce Mann have been married for 32 years and live in Cambridge, Massachusetts. They have three grandchildren.



#### U.S. Senator, Oregon

#### **Jeff Merkley**

U.S. Senator Jeff Merkley is the son of a millwright and the first in his family to attend college. Born in the timber town of Myrtle Creek, Oregon, Merkley has spent his career fighting to increase opportunities for working families. After earning an undergraduate degree from Stanford and graduate degree in Public Policy at Princeton's Woodrow Wilson School of Public and International Affairs, Merkley worked as a national security analyst at the Pentagon and at the Congressional Budget Office. In 1991, Merkley returned to Oregon to lead Portland's Habitat for Humanity, which works to empower low-income families through home ownership. Merkley went on to serve as president of the World Affairs Council in Portland before entering the Oregon House of Representatives in 1998. He became Speaker of the House in 2007.

As Oregon's House Speaker, Merkley led the most productive legislative session in decades. The legislature increased education funding, expanded access to affordable prescription drugs, passed landmark environmental and energy legislation, established domestic partnerships, cracked down on predatory payday and title lending, and created Oregon's first ever Rainy Day fund. As Oregon's junior U.S. Senator, Merkley is fighting to curb global warming, increase oversight and accountability of financial markets and banks, provide access to affordable health care for all and make America work for working Americans. He is a member of the Senate Committees on Health, Education, Labor and Pensions; Banking and Urban Development; Environment and Public Works and Budget.



Maryland Governor

#### Martin O'Malley

Martin O'Malley has been Governor of Maryland since 2006.

The Baltimore Sun credited O'Malley's administration with "accomplishing more in one year than most administrations accomplish in four." The Washington Post observed that Martin O'Malley is a "governor unafraid of government."

He served as Baltimore's Mayor before being elected Governor.

Born in 1963, Martin spent his childhood in Bethesda and Rockville, where he learned from his parents, Tom and Barbara O'Malley, about the fundamental importance of public service. During his years at Gonzaga College High School and later Catholic University, these ideals were reinforced through various faith and community programs, and eventually the Gary Hart for President Campaign. After completing college, O'Malley attended the University of Maryland School of Law while also directing field operations for Barbara Mikulski's senatorial campaign.

Martin and his wife Katie, a district court judge, have two daughters, Grace and Tara, and two sons William and Jack. They are members of St. Francis of Assisi Catholic Church.



Acting Associate Attorney General

#### **Tony West**

Tony West was appointed the Acting Associate Attorney General of the United States on March 9, 2012. Previously, he was nominated by President Barack Obama to be the Assistant Attorney General for the Justice Department's Civil Division on January 22, 2009. He was confirmed as the head of the Civil Division by the U.S. Senate on April 20, 2009. Mr. West first served in the Department of Justice a year after graduating from Stanford Law School. From 1993 through 1994, he served as a Special Assistant to the Deputy Attorney General. From 1994 to 1999, he was an Assistant United States Attorney in the Northern District of California. From 1999 to 2001, Mr. West served as a state Special Assistant Attorney General in California. Prior to returning to the Justice Department, Mr. West was a litigation partner at Morrison & Foerster LLP in San Francisco. Mr. West graduated with honors from Harvard College, where he served as publisher of the Harvard Political Review, and received his law degree from Stanford, where he was elected President of the Stanford Law Review.

## PARTICIPANT BIOGRAPHIES



**Kimberly Atkins**Staff Writer, Lawyers USA

Kimberly Atkins covers the Supreme Court, Congress and federal agencies for the legal newspaper *Lawyers USA* and its 18 sister publications. She is the author of the Supreme Court

blog *DC Dicta* and is a political columnist for the *Boston Herald*. Kimberly has previously worked as a reporter for the *Herald*, the *Journal News* (in Westchester County, N.Y.) and the *Boston Globe*. Prior to her journalism career, Kimberly was a litigation and appellate attorney in Boston and has argued in a number of trial- and appellate-level courts, including the U.S. Court of Appeals for the First Circuit. Kimberly received a Bachelor of Arts degree from Wayne State University, a Juris Doctor from Boston University School of Law, and a Master of Science degree in Journalism from Columbia University.



Jack M. Balkin

Knight Professor of Constitutional Law and the First Amendment, Yale Law School

Jack M. Balkin is Knight
Professor of Constitutional
Law and the First Amendment
at Yale Law School and the

founder and director of Yale's Information Society Project, an interdisciplinary center that studies law and the new information technologies, as well as the director of the Knight Law and Media Program and the Abrams Institute for Free Expression at Yale. Professor Balkin is a member of the American Academy of Arts and Sciences, and the author of over a hundred articles in different fields, including constitutional theory, Internet law, freedom of speech, reproductive rights, jurisprudence and the theory of ideology. He founded and edits the group blog Balkinization (http://balkin.blogspot.com/), and has written widely on legal issues for such publications as The New York Times, the New England Journal of Medicine, the American Prospect, the Atlantic Online, Washington Monthly, the New Republic Online and Slate. His books include Living Originalism; Constitutional Redemption: Political Faith in an

Unjust World; The Constitution in 2020 (with Reva Siegel); Processes of Constitutional Decisionmaking (5th ed. with Brest, Levinson, Amar, and Siegel); Cultural Software: A Theory of Ideology; The Laws of Change: I Ching and the Philosophy of Life; What Brown v. Board of Education Should Have Said; and What Roe v. Wade Should Have Said.



**Craig Becker** 

General Counsel, American Federation of Labor & Congress of Industrial Organizations (AFL-CIO)

Craig Becker is General Counsel to the American Federation of Labor & Congress of Industrial

Organizations (AFL-CIO). Before assuming that position, he was a Member of the National Labor Relations Board having been appointed by President Obama in March 2010 and serving until January 2012. Before joining the Board, he served as Associate General Counsel to both the Service Employees International Union and the AFL-CIO. He graduated summa cum laude from Yale College in 1978 and received his J.D. in 1981 from Yale Law School where he was an Editor of the Yale Law Journal. After law school he clerked for the Honorable Donald P. Lay, Chief Judge of the United States Court of Appeals for the Eighth Circuit and then became a partner in a Washington, D.C. law firm that was counsel to the American Federation of State, County and Municipal Employees (AFSCME). He was a Professor of Law at the UCLA School of Law between 1989 and 1994 and has also taught at the University of Chicago and Georgetown Law Schools. He has published numerous articles on labor and employment law in scholarly journals as well as in the popular press and has argued labor and employment cases in virtually every federal court of appeals and before the United States Supreme Court.



John H. Beisner
Partner, Skadden, Arps, Slate,
Meagher & Flom LLP

John Beisner chairs the Mass Torts and Insurance Litigation group at Skadden, Arps, Slate, Meagher & Flom LLP, based in the Washington, D.C. office. John defends companies at both trial and appellate court levels in a wide range of aggregate litigation matters, including class actions, mass tort controversies, False Claims Act suits and qui tam matters. John has advised on numerous high-visibility corporate crisis situations, including congressional hearings, federal agency investigations, state attorneys general inquiries and Government Accountablity Office reviews. John is a frequent writer and lecturer on complex litigation issues and has been an active participant in litigation reform initiatives before Congress, state legislatures and judicial committees. He has testified numerous times on claims aggregation issues before the U.S. Senate and House Judiciary Committees (particularly with respect to the Class Action Fairness Act of 2005) and before state legislative committees. John repeatedly has been selected for inclusion, and is in the top tier, in Chambers USA: America's Leading Lawyers for Business in the area of products liability, and he also is listed in The Best Lawyers in America and Lawdragon 500 Leading Lawyers in America.



John B. Bellinger, III

Partner, Arnold and Porter LLP

John B. Bellinger III is a partner in the international and national security practices of Arnold

in the international and nation security practices of Arnold & Porter LLP in Washington, D.C. He advises sovereign governments and U.S. and

foreign companies on a variety of international law and U.S. national security law issues. He is also an Adjunct Senior Fellow in International and National Security Law at the Council on Foreign Relations. Mr. Bellinger served as the Legal Adviser for the U.S. Department of State under Secretary of State Condoleezza Rice from April 2005 to January 2009. He previously managed Secretary Rice's Senate confirmation and co-directed her State Department transition team. He received the Secretary of State's Distinguished Service Award in January 2009. Mr. Bellinger served from February 2001 to January 2005 as Senior Associate Counsel to the President and Legal Adviser to the National Security Council at the White House, where he was Sec. Rice's principal lawyer when she was National Security Adviser. He previously served as Counsel for National Security Matters in the Criminal Division of the Justice Department during the Clinton Administration (1997–2001), as Special Counsel to the Senate Select Committee on Intelligence (1996), and as Special Assistant to Director of Central Intelligence William Webster (1988–1991). Mr. Bellinger received his A.B. from Princeton University's Woodrow Wilson School of Public and International Affairs in 1982, his J.D. from Harvard Law School in 1986, and an M.A. in

Foreign Affairs from the University of Virginia in 1991. He is a member of the Secretary of State's Advisory Committee on International Law and the Defense Legal Policy Board.



**Judge Mark W. Bennett**U.S. District Court for the
Northern District of Iowa

Mark W. Bennett is Federal District Court Judge for the Northern District of Iowa, a capacity in which he has served for 19 years. He was the

sentencing judge in the U.S. Supreme Court decisions in U.S. v. Spears (20:1 crack/powder ratio) and U.S. v. Pepper (post sentencing rehabilitation). He has written many scholarly sentencing opinions stating policy disagreements with the Guidelines, including the child porn; career offender; antitrust; and crack/powder guidelines both pre- and post-Fair Sentencing Act. His op-ed piece in The Nation last year, titled How Mandatory Minimums Forced Me to Send More Than 1,000 Nonviolent Drug Offenders to Federal Prison, and his appearance in the Sundance Film Festival award winning documentary, The House I Live In, are testament to his willingness to speak out publically on issues related to mass incarceration. In January of this year, he taught a J-Term Class at the University of Hawaii Law School titled The War on Drugs and Federal Sentencing: A View From the Inside. Judge Bennett has sentenced more than 3500 defendants to federal prison in four different jurisdictions, spanning both districts in Iowa, the District of Arizona, and the District of the Northern Mariana Islands (Saipan). He has visited more than 250 defendants he has personally sentenced in BOP facilities around the United States and has written about these experiences in an article published in *Judicature* titled *Hard* Time: Reflections on Visiting Federal Inmates.



**Stephen P. Berzon**Founding Partner,
Altshuler Berzon LLP

Stephen P. Berzon is a founding partner at Altshuler Berzon LLP where he specializes in major litigation, frequently involving labor and employment,

environment and public health, campaign and election, and constitutional issues, both at the trial and appellate levels. He is a graduate of Cornell University and Harvard Law School. He served as a law clerk to Judge Alvin B. Rubin of the United States District Court for the Eastern District of Louisiana. He was formerly the Legal Director of the Children's Defense Fund, a public interest organization in Washington, D.C. He

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also practiced with the Legal Aid Society of Alameda County, and the National Housing and Economic Development Law Project of the University of California, Berkeley Law School (Boalt Hall). He is currently a member of the Ninth Circuit's Advisory Committee on Rules and Internal Operating Procedures. He is also a member of the Executive Committee of the Northern District of California Chapter of the Federal Bar Association. He served for seven years (January 2005-December 2011) as a member of the National Board of Directors of the American Constitution Society, and for nine years (2000–2009) as a member of the Board of Directors of the national AFL-CIO Lawyers Coordinating Committee. He also served as Chair of the City of Berkeley Police Review Commission, and as a member of the Board of Directors of the Urban Strategies Council. He received the Voting Rights Award from the ACLU of Southern California in 2002 for his work on voting rights litigation.



Joan Biskupic Legal Affairs editor-incharge, Reuters News

Joan Biskupic is the Legal Affairs editor-in-charge at Reuters News. She has covered the Supreme Court for 20 years and is the author of two judicial

biographies, on Sandra Day O'Connor (HarperCollins, 2005) and Antonin Scalia (Farrar, Straus and Giroux, 2009). Biskupic joined Reuters News in February 2012. She previously was Supreme Court reporter for USA Today (2000–2012) and for The Washington Post (1992–2000). She is a regular panelist on PBS's Washington Week with Gwen Ifill. Biskupic holds a J.D. from Georgetown University.



John R. Bowman Director of Federal and State Relations, American Association for Justice

John R. Bowman is the Director of Federal and State Relations at the American Association for Justice (AAJ), formerly

the Association of Trial Lawyers of America. In this role, John manages AAJ's advocacy efforts on transportation, technology issues, insurance reform and federal judicial selection. In addition, he manages the AAJ State Affairs team and all state outreach efforts. Prior to joining AAJ, John was Chief of Staff to Congresswoman Debbie Wasserman Schultz. He served as the Congresswoman's primary advisor and managed the day-to-day operations of the D.C. and District offices. John also served as the Washington D.C. State Director for the 2008 Obama for America Campaign. There he directed all volunteer and field operations in support of the Obama Campaign. John was born and raised in Jackson MS, received a B.S. in Business Management from the University of Maryland at College Park and a J.D. from Florida State University. John currently resides in Arlington, VA.



Stephen B. Bright President and Senior Counsel, Southern Center for Human Rights

Stephen B. Bright is President and Senior Counsel of the Southern Center for Human Rights in Atlanta and teaches at

the law schools at Yale and the University of Georgia. The focus of his litigation, teaching and writing includes legal representation for poor people accused of crimes, capital punishment, human rights violations in prisons and jails and judicial independence. He has argued capital cases successfully before juries and state and federal appellate courts, including the United States Supreme Court. He received the American Bar Association's Thurgood Marshall Award in 1998. Georgia's legal newspaper, the Fulton Daily Law Report, named him "Newsmaker of the Year" in 2003 for his contribution to bringing about the creation of a public defender system in Georgia.



David M. Brodsky Principal, Brodsky ADR LLC; Member, ACS Board of Directors

David M. Brodsky is Principal of Brodsky ADR LLC and is a mediator and arbitrator, specializing in complex commercial and financial

disputes. He is a member of the National Academy of Distinguished Neutrals and of the New York Academy of Mediators and Arbitrators. He is a member of the CPR International Institute for Conflict Prevention and Resolution, a member of its Directors and Officers' (D&O) Liability Insurance Group, and its Hedge Fund, Banking and Financial Services, General Counsel, and New York Panels of Distinguished Neutrals; a Special Master of New York's Appellate Division, First Department; a member of Federal Arbitration, Inc. and a member of the Mediation Panels of the U.S. District Court for the Southern District of New York and U.S. Bankruptcy Court for the Southern District of New York. David also has over 40 years of experience as a highlyregarded trial lawyer for plaintiffs and defendants in a wide variety of complex litigation, as well as a federal prosecutor

and general counsel for an investment bank, for which he received numerous accolades and awards, including being consistently selected by his peers as one of the Top 100 of the Super Lawyers in New York. He is a member of the ACS Board of Directors and a graduate of Brown University and Harvard Law School.



**Rebecca L. Brown**Newton Professor of
Constitutional Law, University
of Southern California
Gould School of Law

Rebecca L. Brown is the Newton Professor of Constitutional Law at the University of Southern

California Gould School of Law, and has served as Co-Chair of the ACS Issue Group on Constitutional Interpretation and Change since 2004. In 2008, she moved to USC from Vanderbilt Law School, where she had taught for 20 years. Before that time, she had served as an attorney-advisor in the Office of Legal Counsel at the Department of Justice, and as an associate attorney in the Washington, D.C. firm of Onek, Klein and Farr. She earned her B.A. at St. John's College in Annapolis, Maryland (the "Great Books" program), and received her J.D. at Georgetown, *magna cum laude*, in 1982. Following law school, she served as a law clerk for U.S. Court of Appeals Judge Spottswood Robinson, and for U.S. Supreme Court Justice Thurgood Marshall.



**Arthur H. Bryant** *Executive Director, Public Justice* 

Arthur H. Bryant is the Executive Director of Public Justice, a national public interest law firm. Public Justice is the only organization in the country

that both prosecutes a wide range of individual and class actions and has a special project to preserve class actions and prevent their abuse. Arthur oversees all of Public Justice's litigation and its Access to Justice Campaign, which fights in the U.S. Supreme Court and courts nationwide to preserve access to justice for all. He has won major victories and established new precedents in several areas of the law, including access to justice, civil rights, class actions, constitutional law, consumer protection, mass torts, and toxic torts. *The National Law Journal* has twice named him one of the 100 Most Influential Attorneys in

America. He is listed in *Who's Who in America, Who's Who in American Law,* and *Who's Who in the World.* He has been honored by, among others, the American Association for Justice, the American Bar Association, Harvard Law School, the Consumer Attorneys Association of Los Angeles, the Philadelphia Trial Lawyers Association, and the New Jersey Association for Justice. The Oregon Trial Lawyers Association has renamed its public service award the Arthur H. Bryant Public Justice Award. Arthur graduated from Harvard Law School in 1979 and Swarthmore College with honors in 1976.



Jessica Bulman-Pozen
Associate Professor of Law,
Columbia Law School

Jessica Bulman-Pozen is Associate Professor of Law at Columbia Law School. Before joining the Columbia faculty, she worked as an attorney-adviser

in the U.S. Department of Justice's Office of Legal Counsel and as a law clerk to Justice John Paul Stevens of the U.S. Supreme Court and Judge Merrick B. Garland of the U.S. Court of Appeals for the D.C. Circuit. She received her J.D. from Yale Law School, where she served as editor-in-chief of the Yale Law Journal and was awarded the Israel H. Peres Prize by the faculty for the best student note in the Yale Law Journal. She also earned an M.Phil. from the University of Cambridge as a Gates Cambridge Scholar and a B.A. summa cum laude from Yale University, where she won the Chauncey Brewster Tinker prize for the outstanding English major in the graduating class. Her federalism scholarship has appeared or is forthcoming in the Harvard Law Review, Columbia Law Review and Yale Law Journal.



**Scott Burns** *Executive Director, National District Attorneys Association* 

Scott Burns is the Executive Director of the National District Attorneys Association (NDAA). Prior to assuming leadership of NDAA, Scott served as the

Deputy Drug Czar at the White House from 2002 to 2009 and as the elected Iron County Attorney in Utah from 1987 to 2002. He received his bachelor's degree from Southern Utah University and his law degree from California Western School of Law.



**Derwyn Bunton**Chief District Defender,
Orleans Parish, Louisiana

Derwyn Bunton is the Chief District Defender for the Orleans Public Defenders Office (OPD) in Louisiana. Prior to becoming Chief Defender, Derwyn was the

Executive Director of Juvenile Regional Services (JRS). JRS is the first stand-alone juvenile defender office in the nation and the first non-profit law office devoted to juvenile justice reform and front-line juvenile representation. Derwyn is also the former Associate Director of the Juvenile Justice Project of Louisiana (JJPL), a nonprofit juvenile justice reform and advocacy organization. From 2000 to 2005, Derwyn aided in monitoring the settlement agreement between the United States Department of Justice, the Juvenile Justice Project of Louisiana, private plaintiffs and the State of Louisiana regarding Louisiana's juvenile prisons. Derwyn was part of the litigation team that sued Louisiana over the conditions of its juvenile prisons. During Hurricane Katrina, Derwyn was part of a team of advocates and lawyers assisting the Orleans Parish Juvenile Court, the Louisiana Office of Juvenile Justice and the Louisiana Department of Public Safety and Corrections locate and reunite youth and adults evacuated to multiple DOC facilities across the state after being trapped by floodwaters in the Orleans Parish Prison in the wake of Katrina. In 2007, Derwyn was part of a team of lawyers representing the so-called Jena 6 in Jena, Louisiana. Originally charged with attempted murder, Derwyn's client pled guilty to a misdemeanor and received seven days probation. His conviction has since been expunged. Derwyn graduated from New York University School of Law in 1998.



Rachel Paine Caufield

Professor, Drake University

Rachel Paine Caufield is a Professor in the Department of Politics and International Relations at Drake University in Des Moines, IA. She also currently serves as a Research

Fellow with the American Judicature Society's Elmo B. Hunter Citizens Center for Judicial Selection. Since joining the staff of the American Judicature Society in the fall of 2003, she has focused attention on a wide range of issues surrounding current judicial selection practices in the states, including the impact of *Republican Party of Minnesota v*.

White on state codes of judicial conduct, the makeup of judicial nominating commissions and the procedures that nominating commissions use and the changing nature of judicial election campaigns. Her work has been published in the Fordham Urban Law Journal, the Akron Law Review. Roger Williams Law Review, Missouri Law Review, Arkansas Law Review, the ABA's Judges Journal, Polity, and an edited volume entitled Running for Judge: The Rising Political, Financial, and Legal Stakes of Judicial Elections (NYU Press 2007). Dr. Caufield received her Ph.D. in Political Science from The George Washington University in Washington, D.C. and a B.A. in Political Science and Mathematics from Hood College in Frederick, MD. In 2000–2001, she spent a year as a visiting Research Fellow at The Brookings Institution in Washington, D.C. Her primary field of study is American Government, with special attention to American political institutions, judicial politics, state judicial institutions, legislative politics and inter-branch relationships in the American separation of powers context.



**David D. Cole** Professor of Law, Georgetown University Law Center

David Cole is a professor at Georgetown University Law Center, a volunteer attorney for the Center for Constitutional Rights, the legal affairs

correspondent for The Nation, and a regular contributor to the New York Review of Books. He is the author of seven books, and his books have received multiple awards, including the American Book Award for Enemy Aliens: Double Standards and Constitutional Freedoms in the War on Terrorism. He has litigated many significant constitutional cases in the Supreme Court, including Texas v. Johnson and United States v. Eichman, which extended First Amendment protection to flagburning; National Endowment for the Arts v. Finley, which challenged political content restriction on NEA funding; and most recently, Holder v. Humanitarian Law Project, which challenged the constitutionality of the statute prohibiting "material support" to terrorist groups, which makes speech advocating peace and human rights a crime. Former New York Times columnist Anthony Lewis has called David "one of the country's great legal voices for civil liberties today," and Nat Hentoff has called him "a one-man Committee of Correspondence in the tradition of patriot Sam Adams." David has received numerous awards for his human rights work, including most recently the inaugural Norman Dorsen Prize from the ACLU for lifetime commitment to civil liberties.



**Katie Corrigan**Policy Director, Kalmanovitz

Policy Director, Kalmanovitz Initiative for Labor and the Working Poor, Georgetown University Law Center

Katie Corrigan is the policy director for Georgetown's Kalmanovitz Initiative for Labor

and the Working Poor, collaborating on projects related to worker organizing and bargaining and running the Initiative's Practitioner Fellowship, funding innovative ideas and promising leaders for the 21st century worker movement. Corrigan has spent her career working on federal legislation and policy development. Before joining the Initiative, Corrigan served as Director of Workplace Flexibility 2010, a policy initiative at Georgetown Law that helped set the stage for a national dialogue on how to make workplace flexibility a standard in the American workplace. Before that, she was Visiting Professor of Law and Assistant Director of Georgetown's Federal Legislation and Administrative Clinic where she represented Catholic Charities USA among other non-profit clients. She was legal counsel on disability policy for Senator Tom Harkin on the U.S. Senate Health, Education, Labor and Pensions Committee. She also worked as a legislative counsel at the American Civil Liberties Union, where she defended individual privacy rights and led coalition efforts that included organizations from across the political spectrum. Corrigan is a graduate of the University of Pennsylvania and received her law degree from Georgetown.



Walter Dellinger

Partner, O'Melveny & Meyers LLP; former acting U.S. Solicitor General; Member, ACS Board of Advisors

Walter Dellinger is a member of the Appellate Practice at O'Melveny, heads the Harvard/

O'Melveny Supreme Court and Appellate Practice Clinic, and is a Visiting Professor of Law at Harvard University. He is on leave from his professorship at Duke Law School. Over the past four years, Walter has argued Alabama v. North Carolina, Exxon Shipping Co. v. Baker, Morgan Stanley Capital Group Inc. v. Public Utility District No. 1 of Snohomish County, and Heller v. District of Columbia before the U.S. Supreme Court. He served as Assistant Attorney General and head of the Office of Legal Counsel (OLC) from 1993 to 1996. He was acting Solicitor General for the 1996–97 Term of the U.S. Supreme Court. During that time, Walter argued nine cases before the Court, the most by any Solicitor General in more than 20 years. Walter has testified

before committees of Congress more than 25 times and has published articles on constitutional issues for scholarly journals, including the *Harvard Law Review*, the *Yale Law Journal* and the *Duke Law Journal*. He served as a law clerk to the Honorable Hugo L. Black of the U.S. Supreme Court from 1968 to 1969. Walter is a graduate of Yale Law School and the University of North Carolina.



Representative Crisanta Duran

Colorado General Assembly

Representative Crisanta Duran is a proud native of Colorado. She is a State Representative in the Colorado General Assembly and represents House District

5, which encompasses Northwest Denver. Representative Duran serves on the Appropriations and Joint Budget Committees. She also maintains her own legal practice. Representative Duran graduated from the University of Denver, where she earned a double major degree in Public Policy and Spanish. Upon graduation, Representative Duran began her study of law at the University of Colorado. While there, she was honored to be elected as President of the Student Bar Association, as well as President of the Latino Law Student Association. Representative Duran was recently recognized in a Denver Post article titled, "Women Who Broke Political Barriers," and received The Denver Business Journal's "Forty under 40" Award. In just one term, Representative Duran has successfully reached across the aisle to pass legislation to connect the jobless with training to work for a Colorado employer or start a business; change the name of Metropolitan State University of Denver; encourage parent involvement in K-12 education; and create government efficiencies in the areas of affordable housing, childcare regulations and higher education.



**Harvey Epstein**Associate Director,
Urban Justice Center

Harvey Epstein is Associate Director of the Urban Justice Center. In addition, he is the Project Director of the Community Development

Project at the Urban Justice Center, which supports dozens of community-based organizations to win legal cases, publish community driven research reports, assist with the formation of new organizations and cooperatives and provide technical and transactional assistance in support of their work towards social justice. These cases are litigated

in both state and federal court and are usually on behalf of groups of individuals organized by the communitybased organization. Prior to working at UJC, Harvey was the Associate Director/Managing Attorney for Housing Conservation Coordinators ("HCC"), a community based Not-For-Profit organization which works to preserve decent affordable housing. Prior to working for HCC, Harvey was a staff attorney at the Community Law Offices for The Legal Aid Society. As a staff attorney, Harvey worked in the Housing Development Unit which represented tenant associations in affirmative litigation including rent strikes and group actions seeking repairs. In addition, Harvey worked with numerous tenant associations in obtaining ownership of their buildings. Harvey was also instrumental in creating a Community Economic Development Project at The Legal Aid Society that assists small businesses and Not-For-Profits with transactional legal matters including incorporation, applications for tax exemption, negotiating commercial leases and loan agreements. Harvey is a graduate of Ithaca College and CUNY School of Law.



**Judge Gary Feinerman** *U.S. District Court for the Northern District of Illinois* 

Gary Feinerman has served since September 2010 as a district judge on the U.S. District Court for the Northern District of Illinois. Prior to joining the

bench, Judge Feinerman was a partner in the Chicago office of Sidley Austin LLP in the firm's general litigation and appellate groups. From 2003–2007, Feinerman served in the Office of Illinois Attorney General Lisa Madigan as Solicitor General of Illinois, where he supervised the Civil Appellate and Criminal Appellate Divisions and briefed and argued numerous cases in the Supreme Court of Illinois, the U.S. Court of Appeals for the Seventh Circuit, and the U.S. Supreme Court. Feinerman was a litigation associate and then a partner from 1996–2003 in the Chicago office of the firm now known as Mayer Brown LLP. Earlier in his career, Feinerman served as a law clerk to Justice Anthony M. Kennedy and to Judge Joel M. Flaum of the Seventh Circuit. He also worked from 1994–1996 on policy matters and judicial nominations for the U.S. Department of Justice in the Office of Policy Development and on detail to the Office of the Counsel of the President. Feinerman is a graduate of Yale College and Stanford Law School, where he served as Senior Note Editor of the Stanford Law Review and received the Urban A. Sontheimer Third-Year Honor (salutatorian).



**Susan Freiwald**Professor of Law, University of
San Francisco School of Law

Susan Freiwald is a Professor of Law at the University of San Francisco School of Law where she teaches Cyberspace Law, Information Privacy Law, and

Contracts. A former software developer, Professor Freiwald has published and presented widely on the intersection of high technology and law, focusing primarily on online surveillance and the Fourth Amendment. She has also written or co-written amicus briefs in federal district and appellate courts, including in the Warshak case in the Sixth Circuit (2010), which found a reasonable expectation of privacy in stored e-mail. Professor Freiwald, as amicus curiae, has also argued that the Fourth Amendment requires a warrant for law enforcement access to historical cell site location data in cases before the Third Circuit (2010) and the Fifth Circuit (2012). Professor Freiwald regularly speaks to the press on current issues involving cyberlaw and currently advises lawyers and companies on the electronic surveillance laws. She received the most votes at the Fifth Annual Privacy Law Scholars Conference (June 2012) for her proposed: "Four Factor Test" in the Government Surveillance Competition: From Jones to Drones. Freiwald received her Bachelor of Arts in Economics in 1987 and her J.D. in 1991, both from Harvard University, magna cum laude. She served as the Books and Commentaries Editor of the Harvard Law Review. After law school, Freiwald clerked for the Hon. Amalya L. Kearse, U.S. Court of Appeals for the Second Circuit.



Charles Fried

Beneficial Professor of Law, Harvard Law School; former U.S. Solicitor General

Charles Fried is Beneficial Professor of Law at Harvard Law School, where he has taught since 1961. He was Solicitor

General of the United States, 1985–89, and an Associate Justice of the Supreme Judicial Court of Massachusetts, 1995–99. His scholarly and teaching interests have been moved by the connection between normative theory and the concrete institutions of public and private law. During his career at Harvard, he has taught Criminal Law, Commercial Law, Roman Law, Torts, Contracts, Labor Law, Constitutional Law and Federal Courts, Appellate and Supreme Court Advocacy. The author of many books and articles, his

Anatomy of Values (1970), Right and Wrong (1978), and Modern Liberty (2006) develop themes in moral and political philosophy with applications to law. Contract as Promise (1980), Making Tort Law (2003, with David Rosenberg) and Saying What the Law Is: The Constitution in the Supreme Court (2004) are fundamental inquiries into broad legal institutions. Order & Law: Arguing the Reagan Revolution (1991) discusses major themes developed in Professor Fried's time as Solicitor General. In recent years, Professor Fried has taught Constitutional Law and Contracts. During his time as a teacher he has also argued a number of major cases in state and federal courts, most notably Daubert v. Merrell Dow Pharmaceuticals, in which the Supreme Court established the standards for the use of expert and scientific evidence in federal courts. Professor Fried was educated at Princeton, Oxford and Columbia Law School.



**Faith E. Gay**Partner, Quinn Emanuel
Urquhart & Sullivan LLP;
Member, ACS Board of Directors

Faith E. Gay is Co-Chair of the National Trial Practice Group at Quinn Emanuel. She has been repeatedly recognized as one

of the leading trial, appellate and white collar lawyers in the United States. Prior to entering private practice, she was Deputy Chief of the Special Prosecutions Unit and the Civil Rights Division in the Eastern District of New York. She was twice awarded the Director's Award for Special Achievement by the Attorney General, and recently was named one of the Top Female Trial Lawyers in America by Law360. Ms. Gay has broad courtroom experience with more than 25 trials and 40 appellate arguments to her credit. Ms. Gay's roster of high profile clients include American Express, Coca-Cola, Colgate, ETrade, Home Depot, Morgan Stanley, Motorola, Novartis, Pfizer and Schwab. Ms. Gay's civil docket—in which she has an undefeated record as lead trial counsel - focuses on securities litigation, complex contractual and financing disputes, products liability, intellectual property, antitrust, and Alien Tort Statute claims. In the white collar arena, she has represented corporations and individuals in investigations by the SEC, FINRA, DOJ, FDA, IRS, EPA, DOD and numerous state attorneys general. No client that Ms. Gay has represented while under investigation has ever been indicted. Ms. Gay is also devoted to public interest litigation. By way of example, she successfully defended a constitutional amendment establishing a state minimum wage before the Florida Supreme Court, and represented New York Governor David Patterson in a victory the New York Times called "stunning" in upholding the appointment of Richard Ravitch as Lieutenant Governor.



Judge Nancy Gertner
Professor of Practice, Harvard
Law School; former Judge, U.S.
District Court for the District
of Massachusetts; Member,
ACS Board of Directors

Judge Nancy Gertner is a graduate of Barnard College

and Yale Law School where she was an editor on The Yale Law Journal. She received her M.A. in Political Science at Yale University. She has been an instructor at Yale Law School, teaching sentencing and comparative sentencing institutions, since 1998. She was appointed to the bench in 1994 by President Clinton. In 2008, she received the Thurgood Marshall Award from the American Bar Association, Section of Individual Rights and Responsibilities, only the second woman to receive it (Justice Ginsburg was the first). She became a Leadership Council Member of the International Center for Research on Women the same year. In 2010, she received the Morton A. Brody Distinguished Judicial Service Award. In 2011, she received the Massachusetts Bar Association's Hennessey award for judicial excellence, and an honorary Doctor of Laws degree from Brandeis University. In 2012, she received the Arabella Babb Mansfield award from the National Association of Women Lawyers, and the Leila J. Robinson Award of the Women's Bar Association of Massachusetts. She has been profiled on a number of occasions in the Boston Globe, the ABA Journal, Boston Magazine, and The Wall Street Journal. She has written and spoken widely on various legal issues and has appeared as a keynote speaker, panelist or lecturer concerning civil rights, civil liberties, employment, criminal justice and procedural issues, throughout the U.S., Europe and Asia. Her autobiography, In Defense of Women: Memoirs of an Unrepentant Advocate, was released on April 26, 2011. Her book, *The Law of Juries*, co-authored with attorney Judith Mizner, was published in 1997 and updated in 2010. She has published articles, and chapters on sentencing, discrimination, and forensic evidence, women's rights and the jury system.



**Patti Goldman**Vice President for Litigation,
Earthiustice

Patti Goldman is Earthjustice's Vice President for Litigation. She leads the organization's litigation and oversees its nine regional offices and international

program. Prior to becoming the Vice President in 2008, she managed Earthjustice's Northwest office. For nearly a decade before joining Earthjustice (then Sierra Club Legal Defense Fund) in 1994, she was a staff attorney with Public Citizen Litigation Group. In 2007, she was given the woman of the year award by the Seattle University Women's Law Caucus. She has been named a Superlawyer by Washington Law and Politics since 2006. In 1983, she graduated from University of Wisconsin Law School magna cum laude and Order of the Coif, where she served as editor in chief of the Wisconsin Law Review. After graduating, she clerked for a federal district judge and worked on women's civil rights litigation through a Georgetown University Law School fellowship. She has a B.A. in economics from the University of Wisconsin.



**Willis Goldsmith** *Partner, Jones Day* 

Willis Goldsmith is a Jones Day Partner resident in the Firm's New York Office. He represents management in a wide range of labor and employment matters. From 1991 to 2006, he chaired

the Firm's Labor & Employment Practice; he was Partnerin-Charge in New York from 2008 through 2012. Among his noteworthy matters is Chamber of Commerce v. Brown, which he argued before the U.S. Supreme Court. The Court, reversing an en banc decision of the Ninth Circuit, held that a California statute that prevented employers from using state funds to lawfully deter union organizing was preempted by the NLRA, noting federal labor policy favoring employer speech regarding union organizing efforts. He has authored numerous articles and participated in many conferences focusing on labor and employment law issues. He is a Fellow of the College of Labor and Employment Lawyers; member of the Labor Law Advisory Committee of the U.S. Chamber of Commerce; advisor, American Law Institute Restatement of the Law Third Employment Law; the advisory board of the NYU School of Law Center for Labor and Employment Law; the Association of the Bar of the City of New York; the Labor and Employment Law sections of the New York State Bar Association (Section Secretary-Elect); and of the ABA. He is a member of the board of directors of the Legal Aid Society of New York City and of Appleseed's New York Advisory Council. He is a graduate of Brown University (A.B. 1969) and New York University (J.D. 1972).



**Thomas Goldstein**Founding Partner,
Goldstein & Russell P.C.

Thomas Goldstein is founding partner of Goldstein & Russell P.C., an appellate firm specializing in Supreme Court litigation. He teaches Supreme Court Litigation

at Harvard Law School and previously taught at Stanford Law School as well from 2004–2012, and is the publisher of *SCOTUSblog*. Tom has argued 28 Supreme Court cases. Among various recognitions, he has been named one of the nation's 100 most influential lawyers (*National Law Journal* 2006 and 2013), the 90 greatest Washington lawyers of the past 30 years (*Legal Times*), the 40 most influential lawyers of the decade (*National Law Journal*) and the 50 most influential people in Washington, D.C. (*GQ*).



**Linda Greenhouse** Joseph Goldstein Lecturer in

Joseph Goldstein Lecturer in Law, Yale Law School; Member, ACS Board of Directors

Linda Greenhouse is the Joseph Goldstein Lecturer in Law at Yale Law School. She assumed that position in 2009 following a 40-

year career at the New York Times. From 1978 until 2008, she was the newspaper's Supreme Court correspondent and currently writes a biweekly opinion column on law as a contributing columnist for the Times web site. Ms. Greenhouse received several major journalism awards while covering the Supreme Court, including the Pulitzer Prize (1998) and the Goldsmith Career Award for Excellence in Journalism from Harvard University's Kennedy School (2004). In 2002, the American Political Science Association gave her its Carey McWilliams Award for "a major journalistic contribution to our understanding of politics." She is a member of the Harvard University Board of Overseers and serves on the governing boards of the American Academy of Arts and Sciences, Phi Beta Kappa, and the American Constitution Society. She is a vice president of the American Philosophical Society and is one of two non-lawyer members of the American Law Institute, which in 2005 awarded her its Henry J. Friendly Medal. Her biography of Justice Harry A. Blackmun, Becoming Justice Blackmun, was published in 2005. Her 2010 book, Before Roe v. Wade: Voices That Shaped the Abortion Debate Before the Supreme Court's Ruling, co-authored with Reva Siegel, appeared in a revised second edition in 2012. Her most recent book, The U.S. Supreme Court: A Very Short Introduction, was published in 2012 by Oxford University Press.



**P. (Deep) Gulasekaram**Associate Professor of
Law, Santa Clara University
School of Law

P. (Deep) Gulasekaram is Associate Professor at Santa Clara University School of Law, where he teaches Constitutional

Law and Immigration Law. Professor Gulasekaram's research focuses on immigration federalism and the constitutional rights of noncitizens. Prior to his current position, he was Acting Assistant Professor of Lawyering at NYU School of Law, and practiced at O'Melveny & Myers LLP and Susman Godfrey LLP, both in Los Angeles. He clerked for the Honorable Jacques L. Wiener, Jr. on the U.S. Court of Appeals for the Fifth Circuit in New Orleans. He graduated summa cum laude from Brown University in 1996, and with distinction from Stanford Law School in 2001. In addition, he is co-founder of World Children's Initiative (wciprojects.org), a nonprofit organization dedicated to improving medical and educational systems for children in developing regions.



**Sarita Gupta** *Executive Director, Jobs with Justice* 

Sarita Gupta is the Executive Director of Jobs with Justice (JwJ). JwJ is building a strong, progressive labor movement that works in coalition with

community, faith, and student organizations to build a broader global movement for economic and social justice. In over 45 communities in 25 states, JwJ local coalitions are organizing to address issues impacting working families. She is also the co-director of the Caring Across Generations campaign. Ms. Gupta began organizing as a student on campus and was elected President of the U.S. Student Association (1997–1998). She has 15 years of local, national and global coalition-building experience through her time at Chicago JwJ and National JwJ. She has a long history of organizing at the intersections of workers' rights, immigrants' rights, racial justice and women's rights issues and movements. In recent years, Ms. Gupta has provided leadership to various movement building processes that have attempted to converge movements across different sectors in order to build the kind of power we need to make transformative change. She serves on the following boards: International Labor Rights Forum, American Rights at Work, the National Planning Committee of the U.S. Social Forum, Grassroots Global Justice Alliance, Inter-Alliance Dialogue/

UNITY, the Institute for Policy Studies, Other Worlds is Possible Giving Circle and The Discount Foundation Board of Trustees.



Ryan P. Haygood

Director of the Political

Participation Group,

NAACP Legal Defense &

Educational Fund (LDF)

Ryan P. Haygood is the Director of the Political Participation Group at the NAACP Legal

Defense & Educational Fund, Inc. In that capacity, Mr. Haygood oversees LDF's voting rights docket and litigates cases that challenge racially discriminatory practices in the political process on behalf of African-Americans. He was a member of LDF's litigation team in Northwest Austin Municipal Utility District No. One v. Holder that successfully defended a core provision of the Voting Rights Act against a constitutional challenge before the United States Supreme Court in 2009. Mr. Haygood has also served as counsel in several voting rights challenges to discriminatory state laws on the basis of felony convictions. During the 2008 presidential election, Mr. Haygood litigated two successful pre-Election Day challenges, including a case in Alabama that resulted in a ruling that allowed a prison-based voter registration drive to continue, and a case in Indiana that prevented an effort to challenge voters' eligibility to cast a ballot on the basis of home foreclosure. He writes frequently on issues concerning race, law, and democracy, including, most recently, "Disregarding the Results: Examining the Ninth Circuit's Heightened Section 2 'Intentional Discrimination' Standard in Farrakhan v. Gregoire," 111 Colum L. Rev. Sidebar 51 (2011), and "The Dim Side of the Bright Line: Minority Voting Opportunity After Bartlett v. Strickland." He received a J.D. from the University of Colorado School of Law and a Bachelor of Arts in American History and Political Science cum laude from Colorado College, where he was nominated for the Rhodes Scholarship.



M. Clara Hernandez Chief Public Defender, El Paso County, Texas

M. Clara Hernandez is Chief Public Defender for El Paso County and has served in this capacity since 1995. Her public service began with the U. S.

Department of Health, Education and Welfare, while still in law school, and later with the U.S. Department of Health and Human Services, in Washington, D.C. Ms. Hernandez discovered her passion for criminal defense upon her return to El Paso in 1987. She briefly prosecuted misdemeanor and juvenile cases, tried private practice, and found her calling for public defense. Ms. Hernandez serves on the Board of Directors of NLADA, chairs NLADA's Defender Policy Group and is a founding member of NLADA's American Council of Chief Defenders. She has chaired the Public Defender Committee of the Texas Criminal Defense Lawyers Association (TCDLA) and served as Vice-President of the El Paso Women's Bar Association. Ms. Hernandez is a past Board Director for the El Paso Mexican American Bar Association and past gubernatorial appointee to the Texas Correctional Office on Offenders with Medical or Mental Impairments Advisory Board. She has lectured or participated in seminars, forums and focus groups across the State and nationally on the issue of indigent defense. She has also been on the faculty of the National Defender Leadership Institute and TCDLA's Annual Trial College. Ms. Hernandez's Office has served as a model for public defender offices in the State. She received her J.D. from Georgetown University Law Center and a degree in Latin American Studies from Yale University.



**Ann C. Hodges**Professor of Law, University of Richmond School of Law

Ann C. Hodges is Professor of Law at the University of Richmond where she teaches and writes in the areas of labor and employment law and

nonprofit organizations. She has twice won the University's Distinguished Educator Award. Professor Hodges' recent scholarly publications focus on labor and employment law in the public sector, the intersection of labor and employment law, alternative dispute resolution and the future of the labor movement. She has published many law review and journal articles and recently co-authored two books, Principles of Employment Law and Public Sector Employment, Second Edition, both with the Labor Law Group. Professor Hodges has made numerous presentations to academics, practitioners in labor and employment relations, nonprofit organizations, health care professionals and cancer patients and their families. Prior to joining the faculty, she practiced labor and employment law with the Chicago firm of Katz, Friedman, Schur & Eagle, representing unions and employees. Professor Hodges has a B.S. in Industrial Relations from the University of North Carolina, an M.A. from the Institute of Labor and Industrial Relations at the University of Illinois, and a J.D. from Northwestern University. She worked as a field examiner at the National Labor Relations Board prior to attending law school.



**Diane L. Houk**Of Counsel, Emery Celli
Brinckerhoff & Abady LLP

Diane L. Houk is Of Counsel with the New York City civil rights law firm of Emery Celli Brinckerhoff & Abady LLP where she represents individual and organizational

plaintiffs in fair housing cases. Prior to joining the firm in 2009, Ms. Houk co-founded the Fair Housing Justice Center and served as its first Executive Director for five years. Ms. Houk previously worked at the Civil Rights Division of the U.S. Department of Justice in the Housing & Civil Enforcement Section in Washington D.C. from 1991 to 2004. During her tenure as Senior Trial Attorney, Ms. Houk served as lead counsel in dozens of housing discrimination cases on behalf of the United States. Her wide-ranging docket included cases utilizing "testing" evidence and implementation of housing remedial plans in the longstanding *Yonkers* desegregation case. In 2000, Ms. Houk was named Special Litigation Counsel for Land Use and Zoning. In that role, she oversaw the development and litigation of race, national origin and religious discrimination cases involving land use and zoning, redevelopment plans, building and occupancy codes and affordable housing programs. Ms. Houk represented plaintiffs in civil rights cases in private practice in Milwaukee, Wisconsin for seven years before joining the Department of Justice. Ms. Houk has a B.A. in Urban Studies from the College of Wooster and earned a J.D. in 1983 from Columbia Law School where she currently co-teaches a seminar on housing discrimination law.



**Shanna Singh Hughey** Senior Advisor, Mayor Karl Dean

Shanna Singh Hughey is a senior advisor to Nashville Mayor Karl Dean (D). In that capacity, she advises the mayor on issues related to mass transit, the immigrant community and

civil rights, among others. Previously, Ms. Hughey was nominations counsel on Chairman Patrick Leahy's (D-VT) staff of the Senate Judiciary Committee, where she worked extensively on the Supreme Court confirmations of Justices Sonia Sotomayor and Elena Kagan. Ms. Hughey has also worked as an associate in the Washington, D.C. office of O'Melveny and Myers and as press secretary to Senator Debbie Stabenow (D-MI). She earned her B.A. with high distinction from The University of Michigan in 2000 and her J.D. with honors from The George Washington University

in 2005. Ms. Hughey also served as a law clerk to the Honorable Aleta Arthur Trauger, United States District Court for the Middle District of Tennessee.



**Jameel Jaffer**Deputy Legal Director,
American Civil Liberties Union

Jameel Jaffer is deputy legal director at the American Civil Liberties Union and director of the ACLU's Center for Democracy, which houses the

ACLU's work on national security, human rights, free speech and privacy and technology. Since joining the staff of the ACLU in 2002, Mr. Jaffer has litigated many cases concerning national security and human rights, including challenges to the CIA's targeted killing program, the surveillance provisions of the USA Patriot Act, and the National Security Agency's warrantless wiretapping program. He was also one of the architects of ACLU v. Department of Defense, a Freedom of Information Act lawsuit that yielded hundreds of records relating to the Bush administration's interrogation policies, including the "torture memos" authored by lawyers in the Justice Department's Office of Legal Counsel. The New York Times called that case "among the most successful in the history of public disclosure." Before joining the staff of the ACLU, Jaffer served as a law clerk to Hon. Amalya L. Kearse on the U.S. Court of Appeals for the Second Circuit and to Rt. Hon. Beverley McLachlin, Chief Justice of Canada. He is currently an Open Society Fellow, working on a book about government secrecy and individual privacy after 9/11.



Jamil N. Jaffer Republican Chief Counsel, Senior Advisor, United States Senate Committee on Foreign Relations

Jamil N. Jaffer currently serves as the Republican Chief Counsel and Senior Advisor to the United

States Senate Committee on Foreign Relations and as an Adjunct Professor at the George Mason University School of Law and the National Intelligence University. Mr. Jaffer has previously served as Senior Counsel to the Permanent Select Committee on Intelligence of the United States House of Representatives, in the White House as Associate Counsel to the President, handling Defense Department, State Department, and Intelligence Community matters, as Counsel to the Assistant Attorney General in the National Security Division of the United States Department of Justice, handling a wide range of counterterrorism and intelligence

matters, and as Counsel in the Justice Department's Office of Legal Policy, handling judicial nominations and national security matters, as well as in private practice at Kellogg Huber, a Washington, D.C.-based trial litigation firm. Mr. Jaffer holds degrees from UCLA, the University of Chicago Law School, and the United States Naval War College. While in law school, Jamil served as an editor of the *University of Chicago Law Review*, Managing Editor of the *Chicago Journal of International Law*, and National Symposium Editor of the *Harvard Journal of Law and Public Policy*. Mr. Jaffer also served as law clerk to Judge Edith H. Jones of the United States Court of Appeals for the Fifth Circuit and Judge Neil M. Gorsuch of the United States Court of Appeals for the Tenth Circuit.



Dawn Johnsen

Walter W. Foskett Professor of Law, Indiana University Maurer School of Law; Member, ACS Board of Directors

Dawn Johnsen is the Walter W. Foskett Professor of Law at the Indiana University Maurer

School of Law, where she teaches and writes about issues of constitutional law. She serves on the boards of the American Constitution Society for Law and Policy and the Guttmacher Institute. During the Clinton Administration, she served in the U.S. Department of Justice as the acting assistant attorney general heading the Office of Legal Counsel, in which capacity she provided legal advice to the President, the attorney general, and the general counsels of the various executive branch agencies. President Obama nominated her to lead OLC again, after she served on his transition team, but the Senate failed to vote on her nomination. From 1988–93, she was the legal director of NARAL Pro-Choice America and from 1987–88, a staff counsel fellow at the ACLU Reproductive Freedom Project. She clerked for the Honorable Richard D. Cudahy, U.S. Court of Appeals for the Seventh Circuit.



**Olatunde Johnson** *Professor of Law,* 

Columbia Law School

Olati Johnson is a Professor of Law at Columbia Law School where she teaches legislation and civil procedure, and writes about modern civil rights

legislation, congressional power and innovations to address race and poverty in the United States. Select publications include "Beyond the Attorney General: Equality Directives in American Law" (*N.Y.U. Law Review* 2012); "Stimulus and

Civil Rights" (*Columbia Law Review* 2011), "The Last Plank: Rethinking Public and Private Power to Further Fair Housing" (*Penn. Journal of Constitutional Law* 2011) and "Disparity Rules" (*Columbia Law Review* 2007). From 2001 to 2003, Professor Johnson served as constitutional and civil rights counsel to Senator Edward M. Kennedy on the Senate Judiciary Committee and prior to that, Professor Johnson worked at the NAACP Legal Defense Fund (LDF) where she conducted trial and appellate level litigation to promote racial and ethnic equity in employment, health and higher education. She graduated in 1995 from Stanford Law School and from Yale University in 1989. After law school Professor Johnson clerked for Judge David Tatel on the U.S. Court of Appeals for the D.C. Circuit and then for Justice John Paul Stevens on the United States Supreme Court.



Pamela S. Karlan
Kenneth & Harle Montgomery
Professor of Public Interest
Law and Co-Director, Supreme
Court Litigation Clinic,
Stanford Law School; Member,
ACS Board of Directors

Pam Karlan is the Kenneth & Harle Montgomery Professor of Public Interest Law at Stanford Law School, where she also co-directs the Supreme Court Litigation Clinic. During her career, Professor Karlan has worked on more than seventy merits cases, arguing seven before the Supreme Court. Karlan was educated at Yale. She clerked for Judge Abraham Sofaer (S.D.N.Y.) and then Justice Harry Blackmun. She has worked with the NAACP Legal Defense and Educational Fund as an assistant counsel and cooperating attorney. Karlan is coauthor of leading casebooks, including Constitutional Law (with Stone, Seidman, Sunstein, and Tushnet); The Law of Democracy: Legal Structure of the Political Process (with Issacharoff and Pildes) and Civil Rights Actions: Enforcing the Constitution (with Low, Jeffries, and Rutherglen). She also co-wrote Keeping Faith With The Constitution (with Liu and Schroeder). Keeping Faith responds to proponents of "originalism" and "strict construction" by arguing instead for fidelity to the principles of liberty, equality, opportunity, and responsive government inscribed in the Constitution, and by showing how those principles have been given meaning by courts and the political process. Karlan has been elected to the American Law Institute and the American Academy of Arts and Sciences. A prize-winning teacher, she was selected by graduating classes of the University of Virginia, Yale, and Stanford (twice) to speak at commencement. Early in her career, the American Lawyer named her one of its "Public Sector 45"—a group of lawyers "actively using their law degrees to change lives."



General Counsel, NAACP
Kim M. Keenan is the General
Counsel of the National

Kim M. Keenan

Counsel of the National
Association for the Advancement
of Colored People (NAACP).
Prior to joining the NAACP, she
was the principal of the Keenan

Firm in Washington, D.C. where her practice focused on complex medical malpractice litigation, mediation and arbitration, litigation consulting and public speaking. Prior to that, she served in the litigation practices of two nationally recognized law firms for more than 18 years. Ms. Keenan is the 2012 recipient of the Diana P. Scott Integrity In Action Award presented by the international law firm of Greenberg Traurig. She was recently honored as a Washington, D.C. Super Lawyer and is recognized as a Top Lawyer by Washingtonian Magazine. In May 2011, she received the Wiley Branton Award for her contribution to civil rights. In September 2010, the ABA named her a "Rebel in the Law." In May 2007, the Women's Bar Association named her "Woman" Lawyer of the Year" for her contributions to the profession. She is a Past President of the District of Columbia Bar and is also a Past President of the National Bar Association and the Washington Bar Association. Ms. Keenan clerked for the Honorable John Garrett Penn in the United States District Court for the District of Columbia. She is a graduate of Georgetown University's School of Foreign Service and the University of Virginia School of Law and a former member of the University of Virginia Law Alumni Council.



**Justice Marilyn Kelly**Distinguished Jurist in

Residence, Wayne State University Law School; former Chief Justice, Michigan Supreme Court

Marilyn Kelly is currently the Distinguished Jurist in Residence

at Wayne State University Law School in Detroit. She retired from the Michigan Supreme Court in January 2013 after serving 16 years, two as Chief Justice. Before that, she was twice elected to and served eight years on the Michigan Court of Appeals. Justice Kelly had previously practiced law for 17 years. She has been President of the Women Lawyers Association of Michigan and the Women's Bar Association and is a former member of the Representative Assembly of the State Bar of Michigan. Justice Kelly has written numerous articles on the law and lectures frequently. She is a past president of the Michigan State Board of Education where

she served for 12 years. She also co-chaired the State Bar of Michigan Open Justice Commission from 1998–2003 which was dedicated to access to justice issues. More recently, she co-chaired Michigan's Judicial Selection Task Force which has recommended changes to the state's practices in the election of Supreme Court Justices. Justice Kelly is a past president of the National Consortium on Racial and Ethnic Fairness in the Courts. She is a member of the ACLU and the American Constitution Society.



Jeremy Kidd Assistant Professor of Law, Mercer University Walter F. George School of Law

Jeremy Kidd is an Assistant Professor of Law at the Mercer University Walter F. George School of Law. Professor

Kidd teaches law and economics as well as commercial and business law courses. His primary research focus is in law and economics, with applications in a broad range of areas, including litigation financing, legal ethics, and judicial elections. He graduated *magna cum laude* from the George Mason University School of Law in 2007 and received his Ph.D. in economics from the John M. Huntsman School of Business at Utah State University in 2009. He clerked for the Honorable Ted Stewart on the U.S. District Court for the District of Utah and the Honorable Alice Batchelder, Chief Judge of the U.S. Court of Appeals for the Sixth Circuit. In private practice, Jeremy was a real estate associate in the Washington, D.C. office of Ballard Spahr Andrews & Ingersoll and a litigation associate with Strong & Hanni in Salt Lake City, Utah.



Adam T. Klein
Partner, Outten & Golden LLP

Adam T. Klein is a partner of Outten & Golden LLP and is the chair of the firm's class action practice group. His practice is limited to the prosecution of class action and impact litigation

of employment discrimination and wage and hour claims. Mr. Klein presently serves as lead or co-lead plaintiffs' counsel in numerous major class-action lawsuits involving statutory-discrimination claims in the financial services industry and challenges to the use of credit and criminal history records for employment. Mr. Klein has testified before the Equal Employment Opportunity Commission and Congress on issues relating to employment law. He is a frequent lecturer and has participated in programs relating to employment law sponsored by the American

Constitution Society, the Institute for Judicial Administration and the American Bar Association, among others. Mr. Klein was selected by his peers in *Best Lawyers in America* and *New York's Super Lawyers* – Manhattan Edition 2007, 2008, 2009, 2010, and 2011. In addition, he was selected as a finalist for Lawdragon 500 Leading Lawyers in America in 2010. Mr. Klein is admitted in New York and in the federal Second, Ninth and Eleventh Circuits and the Southern, Eastern and Western Districts of New York. He received his undergraduate degree from the School of Industrial and Labor Relations at Cornell University in 1987 and his law degree from Hofstra University in 1990.



**Judge Lucy H. Koh**U.S. District Court for the
Northern District of California

Lucy Haeran Koh is a U.S. District Court Judge for the Northern District of California. She was appointed by President Obama in June 2010. Judge Koh is

the first Korean American U.S. District Judge in the United States and the first Asian American U.S. District Judge in the Northern District of California. Governor Schwarzenegger appointed her to the California Superior Court for the County of Santa Clara in January 2008. She previously was a partner at McDermott Will & Emery, where her colleagues and she litigated the In re Seagate Technology case, in which the Federal Circuit en banc overturned the 24-year old standard for willful patent infringement. She also served as an Assistant U.S. Attorney in the Major Frauds Section of the U.S. Attorney's Office in Los Angeles. A jury instruction from one of her trials is a Ninth Circuit Court of Appeals Model Criminal Jury instruction. She received an award from then FBI Director Louis J. Freeh for prosecuting a significant securities fraud case. She also served as a Special Assistant to U.S. Deputy Attorney General Jamie Gorelick at the U.S. Department of Justice in Washington, D.C., and as a Women's Law and Public Policy Fellow on Senator Edward Kennedy's U.S. Senate Judiciary Committee staff. She received her undergraduate and law degrees from Harvard University.



Martin S. Lederman Associate Professor of Law, Georgetown University Law Center

Marty Lederman is Associate Professor of Law at the Georgetown University Law Center. He was Deputy Assistant Attorney General in the Department of Justice's Office of Legal Counsel from 2009 to 2010, and an Attorney Advisor in OLC from 1994-2002. In 2008, with David Barron, he published a two-part article in the Harvard Law Review examining Congress's authority to regulate the Commander in Chief's conduct of war. He has been a regular contributor to several blogs and web sites, including Balkinization, SCOTUSblog, Opinio Juris, and Slate, writing principally on issues relating to separation of powers, war powers, torture, detention, interrogation, international law, executive branch lawyering, Supreme Court cases, and the First Amendment. He served as law clerk to Chief Judge Jack B. Weinstein on the United States District Court for the Eastern District of New York, and to Judge Frank M. Coffin on the United States Court of Appeals for the First Circuit.



Sanford Levinson

W. St. John Garwood and W. St. John Garwood Jr. Centennial Chair in Law, University of Texas School of Law

Sanford Levinson is W. St. John Garwood and W. St. John Garwood Jr. Centennial Chair in

Law at the University of Texas Law School and a professor of government at the University of Texas, Austin. He is the author, most recently, of Framed: America's 51 Constitutions and the Crisis of Governance. He is a frequent contributor to Balkinization.



**David Lieber** Privacy Policy Counsel, Google

David Lieber is a Privacy Policy Counsel for Google in Washington, D.C., where he works on privacy and data security issues that span Congress, the Federal Trade

Commission, and other regulatory agencies. Before taking on the role of Privacy Policy Counsel, David represented Google on a broad array of issues before state legislatures across the country. Prior to joining Google, David worked as an Associate in the E-Commerce & Privacy practice at DLA Piper and served as a Legislative Assistant to Senator Dick Durbin on the Senate Judiciary Committee.



Judge Jonathan Lippman Chief Judge of the New York State Court of Appeals

Chief Judge Jonathan Lippman is Chief Judge of the State of New York and Chief Judge of the Court of Appeals, where he presides over New York's

highest court while heading a statewide court system. During his tenure on the Court of Appeals, Chief Judge Lippman has authored major decisions that have shaped the law of New York, the contours of state government and the lives of all New Yorkers. As the State's Chief Judge he has championed equal access to justice issues and taken an active leadership role in identifying permanent funding streams for civil legal services, strengthening the state's indigent criminal defense system, addressing the systemic causes of wrongful convictions and reforming New York's juvenile justice system, among many other areas. From May 2007 until his appointment as Chief Judge in February 2009, Judge Lippman was the Presiding Justice of the Appellate Division of the Supreme Court, First Department. Prior to that, from January 1996 to May 2007 he served as the Chief Administrative Judge of all New York State Courts by appointment of then-Chief Judge Judith Kaye. Judge Lippman is a member of the Board of Directors of the State Justice Institute, a former member of the Board of Directors of the Conference of Chief Judges, a former President of the Conference of State Court Administrators and Vice-Chair of the Board of the National Center for State Courts. He received his B.A. from New York University and his J.D. from New York University School of Law.



**Adam Liptak** 

Supreme Court Correspondent, The New York Times

Adam Liptak covers the Supreme Court for The New York Times. Liptak's column on legal affairs, "Sidebar," appears every other Tuesday. A graduate of Yale

College and Yale Law School, Liptak practiced law at a large New York City law firm and in the legal department of The New York Times Company before joining the paper's news staff in 2002. Liptak was a finalist for the Pulitzer Prize in explanatory reporting in 2009 for "American Exception," a series of articles examining ways in which the American legal system differs from those of other developed nations.

He received the 2010 Scripps Howard Award for Washington reporting for a five-part series on the Roberts Court. His journalism has appeared in *The New Yorker, Vanity Fair, Business Week* and *Rolling Stone*, and he has published law review articles in *The Arizona Law Review, The Michigan Law Review* and *The New York University Annual Survey of American Law.* Liptak is a visiting lecturer at the University of Chicago Law School and Yale Law School.



Associate Justice of the California Supreme Court
Justice Goodwin Liu is an Associate Justice of the California Supreme Court.
He was confirmed by a unanimous vote of the California

Commission on Judicial Appointments on August 31, 2011, following his appointment by Governor Edmund G. Brown, Jr. Before joining the court, Justice Liu was Professor of Law at the UC Berkeley School of Law (Boalt Hall), where he served as Associate Dean and taught constitutional law and education law and policy. Justice Liu earned a bachelor's degree in biology from Stanford University and attended Oxford University on a Rhodes Scholarship. He then worked for two years as a senior program officer at the Corporation for National Service, helping to launch the AmeriCorps national service program. Justice Liu graduated from Yale Law School, becoming the first in his family to earn a law degree. He clerked for Judge David Tatel on the U.S. Court of Appeals for the D.C. Circuit and then worked as Special Assistant to the Deputy Secretary of the U.S. Department of Education. He went on to clerk at the U.S. Supreme Court for Justice Ruth Bader Ginsburg. In 2001, he joined the appellate litigation practice of O'Melveny  $\vartheta$ Myers in Washington, D.C. A prolific and influential scholar, Justice Liu has published articles on constitutional law and education policy in the California Law Review, Stanford Law Review and Yale Law Journal, among others.



Suzette Malveaux
Associate Dean for Academic
Affairs and Professor of Law,
Columbus School of Law at The
Catholic University of America
Suzette Malveaux is Associate
Dean for Academic Affairs

and Professor of Law at the

Columbus School of Law at The Catholic University of America. She teaches Civil Procedure, Complex Litigation, Civil Rights Law and Fair Employment Law. Malveaux served as Director of the Law and Public Policy Program in the fall of 2008. Prior to joining Catholic in 2006, she taught at the University of Alabama School of Law for three years. Malveaux is co-author of a casebook on class actions and has published numerous articles that explore the intersection of civil procedure and civil rights. She has presented at dozens of conferences on the subject. Malveaux has provided legal commentary for various news outlets, including CNN, MSNBC and the PBS NewsHour. She has been interviewed by The New York Times, The Wall Street Journal, The Atlantic, The National Law Journal, and the Congressional Quarterly. For six years, she represented pro bono the 1921 Tulsa Race Riot victims. Prior to academia, Malveaux was a class action litigation specialist who appeared before the U.S. Supreme Court, argued before the 11th Circuit and practiced law in Washington, D.C. for eight years. Professor Malveaux graduated magna cum laude from Harvard University. She earned her J.D. from NYU School of Law, where she was a Root-Tilden Scholar, International Fellow, an Associate Editor of the Law Review, and Research Assistant for Professor Derrick Bell. She clerked on the U.S. District Court for the Southern District of New York.



**Judge Beverly B. Martin**U.S. Court of Appeals for the Eleventh Circuit

Beverly B. Martin is a U.S. Court of Appeals Judge for the Eleventh Circuit. She received her commission to the Court on January 28, 2010, and sits in

Atlanta, Georgia. A fourth-generation lawyer from Macon, Georgia, Judge Martin began her legal career in Macon with the firm of Martin Snow, LLP. From 1984 to 1994, she was an assistant attorney general in the State Law Department of the Office of the Attorney General of Georgia. From 1994 to 1997, she was an Assistant U.S. Attorney for the Middle District of Georgia. In 1997, Judge Martin was confirmed as U.S. Attorney for the Middle District of Georgia. In 2000, she was confirmed to a seat on the U.S. District Court for the Northern District of Georgia. She served on the district court for nearly ten years before her nomination to the Eleventh Circuit. Judge Martin earned her B.A. from Stetson University in 1976, and her J.D. from the University of Georgia in 1981.



**David A. Martin**Warner-Booker Distinguished
Professor of International
Law, University of Virginia
School of Law

David A. Martin is the Warner-Booker Distinguished Professor of International Law at the

University of Virginia, where he has been a member of the faculty since 1980. He has published numerous books, scholarly articles and op-ed essays on immigration, refugees, constitutional law, and international law, including a leading casebook on immigration and citizenship law, now in its seventh edition. As Principal Deputy General Counsel of the Department of Homeland Security from January 2009 to December 2010, and in earlier government service at the Department of State and the Department of Justice (including appointment as General Counsel to the Immigration and Naturalization Service, 1995–98), he was closely involved in critical legal and policy developments in the immigration field. These included the Refugee Act of 1980, a major alteration of U.S. asylum procedures in 1995, implementation of the 1996 statutory amendments to the immigration laws, recent reforms of enforcement priorities and the detention system used in connection with immigration removal proceedings and the federal government's 2010 lawsuit against Arizona's restrictive immigration enforcement law. He also served as DHS's representative on the interdepartmental task forces created by President Obama's executive orders for evaluating the cases of all detainees at Guantánamo and for considering overall detention policies in the battle against terrorism. A graduate of DePauw University and Yale Law School, Mr. Martin served as a law clerk for Judge J. Skelly Wright and Justice Lewis F. Powell, Jr.



Clarissa Martínez-De-Castro
Director of Civic Engagement

and Immigration, National
Council of La Raza

Clarissa Martínez-De-Castro, Director of Civic Engagement and Immigration at the National

Council of La Raza (NCLR), oversees the organization's work to advance fair and effective immigration policies and efforts to expand Latino policy advocacy and electoral participation. She previously managed NCLR's state-based advocacy work in California and Texas, and launched NCLR's

civic engagement service-provider program. She has been a frequent commentator on the Latino electorate and on immigration issues on television, radio and print media, including CNN, MSNBC, FOX, Univision, Telemundo, PBS NewsHour, The Washington Post, The New York Times, NPR, La Opinion and other major news outlets. In 2007, she managed the Coalition for Comprehensive Immigration Reform, a multi-sector national, state, and local network committed to advancing policy solutions on immigration. Prior to NCLR, she served as Assistant Director of USC's California-Mexico Project, Organizer for the Ladies' Garment Workers Union, and Union Representative for HERE Local 11. A naturalized U.S. citizen, she is a graduate of Occidental College and Harvard's Kennedy School of Government.



**Judge Theodore A. McKee**Chief Judge of the U.S. Court
of Appeals for the Third Circuit

Theodore A. McKee is a Judge on the United States Court of Appeals for the Third Circuit and has been since 1994; in 2010 he became Chief Judge.

He is only the fourth African-American to serve on the Third Circuit bench. Judge McKee graduated magna cum laude from Syracuse University College of Law in 1975. Upon graduation from law school, Judge McKee began his legal career in Philadelphia at Wolf, Block, Schorr & Solis-Cohen. He left to become an Assistant U.S. Attorney for the Eastern District of Pennsylvania. His position as an Assistant U.S. Attorney was the beginning of a career in public service. He departed the United States Attorney's Office to become a Deputy City Solicitor in the administration of then-Mayor, William Green. In 1983, he accepted a position as General Counsel to the Philadelphia Parking Authority, and then ran successfully for the Court of Common Pleas, where he served for over 11 years. Judge McKee serves on the boards of directors of several non-profit organizations including the Vera Institute of Justice, and the Advisory Committee of City Year Philadelphia. He was a member of the Third Circuit Task Force on Equal Treatment in the Courts, and co-chaired the Commission on Racial and Ethnic Bias of the Task Force. Judge McKee has also served on the Pennsylvania Sentencing Commission, and was the chair of the Commission for nearly four years. Judge McKee is a Trustee of Temple University and Syracuse University and recently became an Advisor to the American Law Institute's Committee on Revising the Model Penal Code, and is a member of the ABA Commission on Effective Criminal Sanctions.



**Cyrus Mehri**Founding Partner,
Mehri & Skalet, PLLC

Cyrus Mehri is a founding partner of the law firm Mehri & Skalet (M&S), PLLC. M&S litigates cases involving discrimination, civil and consumer rights violations

and corporate fraud. Mr. Mehri has served as co-lead class counsel in some of the largest and most significant race and gender cases in U.S. history: Roberts v. Texaco Inc., (\$176 million; S.D.N.Y. 1997); Ingram v. The Coca-Cola Company (\$192 million; N.D. Ga. 2001); Robinson v. Ford Motor Company (\$10 million and 279 apprentice positions; S.D. Ohio 2005); August-Johnson v. Morgan Stanley (\$47 million; D.D.C. 2007); Amachoev v. Smith Barney (\$34 million; N.D. Cal. 2008); Norflet v. John Hancock Life Insurance Co. (\$24 million; D. Conn. 2009), and Carter v. Wells Fargo Advisors, LLC (\$32 million; D.D.C. 2011). The hallmark of these settlements is innovative programmatic relief. In 2002, Mr. Mehri released a seminal report on the National Football League's record on hiring minority coaches, which resulted in the adoption of a comprehensive diversity plan by the League and a record number of African-American head coaches and front office executives. Eight out of the twelve Super Bowl teams in the last six years have had either a black general manager or black head coach. Mr. Mehri clerked for the Honorable John T. Nixon, U.S. District Court Judge for the Middle District of Tennessee after graduating from Cornell Law School. He has twice been a finalist for Trial Lawyer of the Year by the Trial Lawyers for Public Justice.



**Arthur R. Miller**University Professor, New York
University School of Law

Arthur R. Miller is a University Professor at NYU School of Law. Formerly, Professor Miller was the Bruce Bromley Professor of Law at Harvard Law School (1971 to

2007), served on the faculties at the University of Minnesota and University of Michigan, and practiced law in New York City. In addition, he was the host of Miller's Court for eight years; Former Legal Commentator, Boston's WCVB-TV; Legal Editor, ABC's *Good Morning America*. Miller is the author or co-author of numerous works on civil procedure, notably the Wright & Miller treatise, *Federal Practice & Procedure*; he has also written on copyright and on privacy issues. Professor Miller carries an active law practice, particularly in the federal

appellate courts. His public interest activities include serving as a member and reporter for the Advisory Committee on Civil Rules of the Judicial Conference of the United States, as Reporter for the American Law Institute's Project on Complex Litigation and a Commissioner on the United States Commission on New Technological Uses of Copyrighted Works. He was recently honored as a Commander to the Order of the British Empire by Queen Elizabeth II. Miller received his J.D. from Harvard Law School and his B.A. from University of Rochester.



**Kathleen Morris**Associate Professor of Law,
Golden Gate University
School of Law

Kathleen Morris is currently an Associate Professor of Law at Golden Gate University School of Law. She formerly served as

a deputy city attorney at the San Francisco City Attorney's Office, where she was a litigator and the founding Executive Director of the Affirmative Litigation Task Force. Professor Morris was a lead attorney in the state marriage equality cases; the challenge to the federal Partial-Birth Abortion Ban Act and approximately one hundred additional cases. As Task Force Executive Director, Professor Morris helped oversee the development of a public policy litigation docket for San Francisco. In 2006, she and Professor Heather Gerken co-founded the San Francisco Affirmative Litigation Project at Yale Law School, through which students develop and litigate impact cases alongside deputy city attorneys. Professor Morris has been a Visiting Lecturer at Yale Law School, a Lecturer at U.C. Berkeley Law School and a Visiting Assistant Professor at Rutgers-Camden Law School. She earned a J.D. from the University of California, Berkeley; a Masters in Politics from the University of Edinburgh; a B.A. from C.S.U. Northridge. Professor Morris served as a law clerk to the Honorable Sidney R. Thomas, United States Court of Appeals for the Ninth Circuit.



**Burt Neuborne** 

Inez Milholland Professor of Civil Liberties, NYU School of Law; Founding Legal Director, Brennan Center for Justice

Burt Neuborne is the Inez Milholland Professor of Civil Liberties at NYU Law School

where he has taught since 1974; he is currently a Visiting Professor at Stanford Law School. Professor Neuborne has

been one of the nation's most active civil liberties lawyers. He spent 11 years on the ACLU legal staff, including service as National Legal Director of the ACLU during the Reagan Presidency. He is the Founding Legal Director of the Brennan Center for Justice at NYU. In recent years, he has been particularly active in seeking to reform aspects of American democracy, especially campaign finance reform and political gerrymandering. He is the recipient of the NYU University-wide Distinguished Teaching Medal. In 2002, Professor Neuborne was elected to membership in the American Academy of Arts and Sciences in recognition of his body of scholarship and his path-breaking work in the courts. He graduated *cum laude* from Harvard Law School in 1964.



Gene R. Nichol
Boyd Tinsley Distinguished
Professor of Law and Director
of the Center on Poverty, Work
& Opportunity, University of
North Carolina School of Law

Gene Nichol is Boyd Tinsley Distinguished Professor of

Law and Director of the Center on Poverty, Work and Opportunity at the University of North Carolina. From 2005–2008, he served as the 26th President of the College of William and Mary. Prior to that position, Professor Nichol was the Burton Craige Professor and Dean of the University of North Carolina School of Law from 1999–2005. He spent seven years as Dean of the University of Colorado Law at the University of Colorado and three years as the Cutler Professor and Director of the William & Mary Bill of Rights Institute. Professor Nichol is co-author of Federal Courts and contributor to Where We Stand: Voices of Southern Dissent. He has published essays in the Harvard, Yale, Chicago, Michigan, Penn, California, Duke and Virginia law reviews; been a political columnist for the Rocky Mountain News; and hosted a public affairs television show, Culture Wars, for KBDI in Denver. Professor Nichol has written a monthly op-ed in the Raleigh News & Observer for over a decade and is author of the year-long series, "Seeing the Invisible," appearing in the News & Observer throughout 2013. He publishes frequently in The Progressive Populist and well as The Nation, the Washington Post and the Chronicle of Higher Education. Professor Nichol earned a degree in philosophy from Oklahoma State University and earned his J.D., while graduating Order of the Coif, from the University of Texas School of Law.



**Alex Nowrasteh** Immigration Policy Analyst, Cato Institute

Alex Nowrasteh is the immigration policy analyst at the Cato Institute. Previously he was the immigration policy analyst at the Competitive

Enterprise Institute. His op-eds have appeared in *The Wall Street Journal, Houston Chronicle, Boston Globe, San Jose Mercury, Richmond Times-Dispatch, Huffington Post,* and elsewhere. His peer-reviewed academic publications have appeared in the *Journal of Economic Behavior and Organization*. He has appeared on *Fox News, Bloomberg, Univision* and numerous television and radio stations across the United States. He received his B.A. in Economics from George Mason University and MSc in Economic History from the London School of Economics.



**Mark Osler**Professor of Law, University
of St. Thomas School of Law

Mark Osler is Professor of Law at the University of St. Thomas in Minneapolis. His work frequently strikes at the intersection of law and faith. He currently is

the head of the Association of Religiously Affiliated Law Schools and held the Byrd Preaching Chair at St. Martin'sby-the-Lake Episcopal Church in 2012. As lead counsel, he won the case of Spears v. United States (2009) in the U.S. Supreme Court, where the Court clarified (per curiam) that sentencing judges can categorically reject the 100:1 ratio between crack and powder cocaine in the federal sentencing guidelines. His work on one case is portrayed in the Samuel Goldwyn Film, "American Violet." His book, Jesus on Death Row (Abingdon, 2009), challenges the death penalty based on the experience of Christ as a criminal defendant, and he has testified as a sentencing expert before Congress and the U.S. Sentencing Commission. Much of his recent work addresses the possibility of using the pardon power to address excessive sentences, and he founded the nation's first federal commutations clinic at St. Thomas. He writes regularly on religion, law and related issues for the Huffington Post, CNN, MSNBC and Sojourners. He taught at Baylor Law School from 2000–2010, and was named the Wacoan of the Year in 2009. He is a graduate of the College of William and Mary and Yale Law School.



Nina Perales Vice President of Litigation, Mexican American Legal Defense and Educational Fund (MALDEF)

Nina Perales is Vice President of Litigation for MALDEF, the Mexican American Legal Defense

and Educational Fund. In that role, Ms. Perales supervises the legal staff and litigation docket in MALDEF's offices throughout the United States. Ms. Perales is known for her work in voting rights, including redistricting and vote dilution cases. Her litigation has included successful statewide redistricting cases in Texas and Arizona as well as LULAC v. Perry, a Voting Rights Act challenge to Texas congressional redistricting which Ms. Perales led through trial and argued successfully in the U.S. Supreme Court. Ms. Perales also specializes in immigrants' rights litigation, including leading cases striking down anti-immigrant laws in Farmers Branch, Texas and recovering civil damages from violent vigilantes. Ms. Perales received a Bachelor's degree from Brown University and earned her J.D. from Columbia University School of Law.



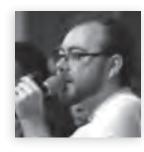
**Richard H. Pildes**Sudler Family Professor of
Constitutional Law New Yor

Constitutional Law, New York University School of Law

Richard H. Pildes is the Sudler Family Professor of Constitutional Law at New York University School of

Law. He is one of the nation's leading scholars, lawyers, and public commentators on issues involving the legal structures, processes, and institutions of democracy. His work addresses issues such as the design of democratic institutions, the processes of elections and voting, the Voting Rights Act, separation of powers, constitutional theory and history, administrative law and national-security law. He is a co-author of the casebook, The Law of Democracy (4th ed. 2012), and a co-editor of the book, The Future of the Voting Rights Act (2006). Some of his major recent academic articles include Law and the President; Why the Center Does Not Hold: The Causes of Hyperpolarized Democracy in America; Is the Supreme Court a "Majoritarian" Institution; The Constitutionalization of Democratic Politics; and Separation of Parties, Not Powers. He recently was a speaker at the 2012 Aspen Ideas Festival, and he has lectured around the world, including in Australia, Italy, Israel, Argentina, and Hungary. The Supreme Court has cited his academic work frequently. As a public commentator, he was nominated for an Emmy Award, for his legal analysis during the 2000

Presidential election litigation, as part of the nomination of an NBC team for Outstanding Coverage of a Breaking News Story. He is a member of the American Academy of Arts and Sciences and has received Guggenheim and Carnegie fellowships. He served as a law clerk to Justice Thurgood Marshall, at the United States Supreme Court.



**Matt Pillischer**Producer and Director,

Broken On All Sides

Matt Pillischer is an independent filmmaker who produced and directed *Broken On All Sides:* Race, Mass Incarceration & New Visions for Criminal Justice in

the U.S. He is also the director of the Broken On All Sides Educational Campaign, through which he tours the movie, organizes panel discussions, and speaks with audiences to raise awareness about issues surrounding criminal justice, systemic racism and economic injustice. Previously, Mr. Pillischer worked as a staff attorney at Community Legal Services representing low-income Philadelphians who were having employment problems due to their criminal records. He is a member of the National Lawyers Guild, International Socialist Organization, and Decarcerate PA. This year Mr. Pillischer was a finalist for the Soros Justice Media Fellowship for the Broken On All Sides Educational Campaign, and the movie is nominated for a Media for a Just Society Award by the National Council on Crime and Delinquency. He hopes to continue making movies, especially political films that can contribute to movements towards social and economic justice. Mr. Pillischer majored in filmmaking at Bennington College in 2000, became an activist in 2003, which eventually led him to obtain a J.D. in 2010 from Temple University Beasley School of Law.



**Andrew J. Pincus**Partner, Mayer Brown LLP;
Member, ACS Board of Directors

Andrew Pincus, a partner in the Mayer Brown LLP's Washington, D.C. office, focuses his law practice on briefing and arguing cases in the Supreme Court of

the United States and in federal and state appellate courts. He has argued 23 cases in the Supreme Court, four of them in the 2010 and 2011 Terms, including *AT&T Mobility v. Concepcion*, 131 S. Ct. 1740 (2011). For his victory in *Concepcion*, he was named Litigator of the Week by *The American Lawyer* and Appellate Lawyer of the Week by *The National Law Journal*. Mr. Pincus has filed briefs in more than

150 cases in the Supreme Court. Since 2006, he has been codirector of the Yale Law School Supreme Court Clinic, which provides pro bono representation in 10–15 Supreme Court cases each year. Mr. Pincus served as General Counsel of the United States Department of Commerce from 1997–2000, and as an Assistant to the Solicitor General in the United States Department of Justice from 1984–1988. He received his J.D. from Columbia University School of Law, where he was Notes & Comments Editor of the Columbia Law Review and a James Kent Scholar and Harlan Fiske Stone Scholar. He received his B.A. cum laude from Yale University. Mr. Pincus is a member of the Board of Directors of the American Constitution Society for Law and Policy.



**David Porter**Assistant Federal Defender,
Eastern District of California

David Porter is an Assistant Federal Defender for the Eastern District of California. He has specialized in post-conviction work in Sacramento, California

for almost 20 years. He has argued before the United States Supreme Court and appears regularly at the Ninth Circuit Court of Appeals, where he has argued four en banc cases. He is a co-chair of the amicus curiae committee of the National Association of Criminal Defense Lawyers. Before coming to the Federal Defender's Office, he taught at the Georgetown University Law Center and clerked for an administrative law judge at the Commodity Futures Trading Commission, a federal district court judge and a justice on the California Supreme Court. He is a returned Peace Corps volunteer, having served in Burkina Faso in the early 1980's. He is married to Judith Painter and they have two daughters. He earned his bachelor of arts in history from University of California at Los Angeles and his law degree from University of California, Davis. He speaks French (and understands it too, if you speak it loudly and slowly).



**Manu Raju** Senior Congressional Reporter, POLITICO

Manu Raju is a senior congressional reporter at POLITICO. Prior to joining POLITICO, Mr. Raju covered the Senate leadership for The Hill

newspaper, and before that, he reported for *Congressional Quarterly*, writing about energy and environmental issues for its weekly magazine and daily issue. Mr. Raju got his start in Washington as an associate editor and reporter at

Inside Washington Publishers, where he covered federal environmental policy. Before jumping into the world of Washington journalism, he worked in broadcast media, including a stint at a local NBC station in Madison, Wis. Raju appears frequently on national TV and radio to provide political analysis on issues in Washington and was part of a team that in 2011 won the Merriman Smith Award for presidential reporting under deadline pressure, awarded by the White House Correspondents Association.



Jeffrey Rosen

President and CEO, National Constitution Center; Professor of Law, George Washington University Law School

Jeffrey Rosen is president and CEO of the National Constitution Center, a museum

and education center that promotes bipartisan debate about the Constitution. He is also a professor of law at George Washington University Law School and the legal affairs editor of The New Republic. His books include The Supreme Court: The Personalities and Rivalries that Defined America, the best selling companion book to the award winning PBS series. He is also the author of The Most Democratic Branch: How The Courts Serve America, The Naked Crowd: Freedom and Security in an Anxious Age, and The Unwanted Gaze: The Destruction of Privacy in America, which The New York Times called "the definitive text in privacy perils in the digital age." He is co-editor of Constitution 3.0: Freedom and Technological Change. Rosen is a graduate of Harvard College, summa cum laude; Oxford University, where he was a Marshall Scholar; and Yale Law School. After law school, he clerked for Chief Judge Abner Mikva on the U.S. Court of Appeals for the D.C. Circuit. His essays and commentaries have appeared in The New York Times Magazine, The Atlantic Monthly, on National Public Radio, and in The New Yorker, where he has been a staff writer. Rosen is a non-resident senior fellow at the Brookings Institution and has recorded a course on law and the Constitution in the 21st century for The Teaching Company's Great Courses. He also received the 2012 Golden Pen Award from the Legal Writing Institute.



Nicholas Quinn Rosenkranz

Professor of Law, Georgetown University Law Center; Senior Fellow, Cato Institute

Nicholas Quinn Rosenkranz is a Professor of Law at Georgetown and a Senior Fellow at the Cato Institute. He earned his B.A. and J.D. from Yale. He teaches constitutional law and federal jurisdiction, and writes articles for the Harvard Law Review and the Stanford Law Review. He is currently developing a new theory of constitutional interpretation and judicial review. The first installment, entitled, "The Subjects of the Constitution," was published in the Stanford Law Review in 2010, and it is already the single most downloaded article about structural constitutional law, constitutional interpretation, judicial review, and/or federal courts in the history of SSRN. The second installment, "The Objects of the Constitution", was published in 2011, also in the Stanford Law Review. And the comprehensive version is forthcoming as a book by Oxford University Press. Rosenkranz has served and advised the federal government in a variety of capacities. He clerked for Judge Frank H. Easterbrook on the U.S. Court of Appeals for the Seventh Circuit (1999–2000) and for Justice Anthony M. Kennedy at the U.S. Supreme Court (October Term 2001). He served as an Attorney-Advisor at the Office of Legal Counsel in the U.S. Department of Justice (November 2002–July 2004). He often testifies before Congress as a constitutional expert most recently before the Senate Judiciary Committee, regarding the nomination of Justice Sotomayor. He has also filed briefs and presented oral argument before the U.S. Supreme Court. Rosenkranz also serves as co-chairman of the Board of Visitors of the Federalist Society.



**Steve Sanders** 

Associate Professor of Law, Indiana University Maurer School of Law

Steve Sanders is an associate professor at the Maurer School of Law at Indiana University Bloomington, and an affiliated

faculty member in IU's departments of Political Science and Gender Studies. He teaches Constitutional Law and Constitutional Litigation, and his scholarly interests focus on constitutional and choice of law issues in the regulation of marriage and the family; Fourteenth Amendment jurisprudence; and academic freedom in higher education. He previously taught as a visiting assistant professor at the University of Michigan Law School and practiced for four years as a member of the Supreme Court and appellate litigation group of Mayer Brown LLP. Before going to law school he had a 15-year career in university administration. Steve's scholarship has appeared in the Michigan Law Review, the University of Chicago Legal Forum, and the Wisconsin Journal of Law, Gender, and Society, and he has written for the ACSblog, SCOTUSblog, the Huffington Post, and other print and online media. Steve received his B.A.

from Indiana University and his J.D. *magna cum laude* from Michigan, where he was an articles editor for the *Michigan Law Review* and received the Bates Scholarship, the law school's highest award to graduating seniors. He clerked for the Honorable Terence Evans on the U.S. Court of Appeals for the Seventh Circuit.



Mark Schneider

Counsel for Political Programs & Associate General Counsel, Service Employees International Union (SEIU)

Mark Schneider is the Counsel for Political Programs and Associate General Counsel of

the Service Employees International Union. Prior to that he was a partner at Jenner & Block LLC where he was co-chair of the Telecommunications Practice Group and specialized in trial and appellate litigation as well as regulatory practice before the Federal Communications Commission and the Department of Justice, as well as First Amendment litigation. Mr. Schneider also was an associate at the law firm of Bredhoff & Kaiser, an Associate General Counsel at the International Association of Machinists and Aerospace Workers and an Adjunct Professor of Law at the University of Chicago. Mr. Schneider has a B.A. from Swarthmore College, an M.Phil. from St. Edmund Hall, Oxford University, and a J.D. from Columbia University School of Law. He was a law clerk to Judge James Oakes of the United States Court of Appeals for the Second Circuit, and Harry Blackmun of the United States Supreme Court.



Christopher A. Seeger Partner, Seeger Weiss LLP

Co-founder of Seeger Weiss LLP, Mr. Seeger is one of the nation's leading attorneys in the areas of complex and mass tort actions, with a particular expertise in pharmaceutical cases. He has

served as lead attorney and in other significant leadership roles in many of the country's most groundbreaking actions including Vioxx, Chinese Drywall, Zyprexa and DePuy ASR to name a few. Mr. Seeger is currently serving as co-lead counsel in the NFL Concussion Litigation on behalf of the thousands of retired NFL players who allege that the NFL failed to take the necessary precautions to protect its players from long-term brain injuries resulting from concussive and sub-concussive hits.



Jonathon D. Selbin Partner, Lieff, Cabraser, Heimann & Bernstein, LLP

Jonathan Selbin is a partner in the New York office of Lieff, Cabraser, Heimann & Bernstein, LLP. He chairs the firm's Economic Injury Product Defect Practice Group,

and serves on the Executive Committee. Jonathan has argued successfully in the Fifth, Sixth, and Ninth Circuits, obtaining favorable opinions in McManus v. Fleetwood Enters. (5th Cir. 2003); In re Whirlpool Corp. Front-Loading Washer Products Liability Litig. (6th Cir. 2012), vacated sub nom., Whirlpool Corp. v. Glazer (2013); and Omstead v. Dell, Inc. (9th Cir. 2010). He also obtained a favorable opinion as appellate counsel in Butler v. Sears (7th Cir. 2012). Jonathan currently serves as lead counsel in In re: Whirlpool Corp. Front-Loading Washer Litig.; co-lead counsel in In re: Imprelis Herbicide Litig.; and interim co-lead counsel in In re: Capital One TCPA Litig. He previously served as co-lead counsel in In re: Mercedes-Benz Tele Aid Contract Litig., where he obtained certification of a nationwide litigation class, and twice successfully defended it in the Third Circuit. Both Whirlpool and Sears were in the Supreme Court this term. With Professor Samuel Issacharoff, Mr. Selbin was a primary author of the certiorari opposition papers in each. Mr. Selbin is a 1993 magna cum laude graduate of Harvard Law School. He clerked for Judge Marilyn Hall Patel in the Northern District of California from 1993–1995 prior to joining Lieff Cabraser.



**Steven R. Shapiro**Legal Director, American Civil
Liberties Union (ACLU)

Steven R. Shapiro is the Legal Director of the American Civil Liberties Union, the nation's oldest and largest civil liberties organization. He directs a staff

of approximately 90 full-time lawyers who maintain a large and active docket of civil liberties cases around the country. Those cases cover a broad range of issues, including: free speech, racial justice, religious freedom, due process, privacy, reproductive and women's rights, immigrant's rights, gay rights, voting rights, prisoner's rights and the death penalty. Mr. Shapiro has been the ACLU's Legal Director since 1993, and served as Associate Legal Director from 1987–1993. During that time, he has appeared as counsel or co-counsel on more than 200 ACLU briefs submitted to the United States Supreme Court. Prior to joining the ACLU, Shapiro worked at the New York Civil Liberties

Union for eleven years. He is also an adjunct professor of constitutional law at Columbia Law School, and a frequent speaker and writer on civil liberties issues. Mr. Shapiro graduated from Harvard Law School and spent one year as law clerk to Judge J. Edward Lumbard of the U.S. Court of Appeals for the Second Circuit. He was a member of the Board of Directors of Human Rights First for twenty years and is now a member of the Policy Committee of Human Rights Watch, as well as the Advisory Committees of the U.S. Program and Asia Program of Human Rights Watch.



Joanna Shepherd
Associate Professor of Law,
Emory University School of Law

Joanna Shepherd is an Associate Professor of Law with tenure at Emory University in Atlanta. After working for the Atlanta Federal Reserve Bank, Professor

Shepherd began her academic career as an Economics professor at Clemson University. In 2004, she joined the faculty at Emory University School of Law where she teaches Torts, Law and Economics and Analytical Methods for Lawyers. Professor Shepherd has published broadly in the top national law reviews and peer-reviewed economics journals. Her recent research has empirically examined issues related to the healthcare industry, tort reform and judicial elections. She has testified in legal cases and legislative hearings, including testimony before the U.S. House of Representatives Judiciary Committee and the National Academy of Sciences. Professor Shepherd graduated summa cum laude from Baylor University with a B.B.A. in Economics and International Business in 1997 and from Emory University with a Ph.D. in Economics (concentrations in Econometrics and Law & Economics) in 2002.



Neil S. Siegel

David W. Ichel Professor of Law; Professor of Political Science and co-director of Program in Public Law, Duke University School of Law

Neil S. Siegel is the David W. Ichel Professor of Law, Professor of

Political Science and co-director of the Program in Public Law at Duke University School of Law. He is also director of Duke Law School's D.C. Summer Institute on Law and Policy. Professor Siegel's scholarship examines the constitutional structure of American federalism, the constitutional principles governing claims of racial and sex inequality and the dialectical relationship between constitutional politics and constitutional law. He teaches in the areas of U.S. constitutional law, constitutional theory, and federal courts. Professor Siegel served as special counsel to then-Senator Joseph R. Biden during the confirmation hearings of John G. Roberts and Samuel A. Alito. During the October 2003 term, he clerked for Associate Justice Ruth Bader Ginsburg at the U.S. Supreme Court. He also served as Bristow Fellow in the Office of the Solicitor General at the U.S. Department of Justice, and as law clerk to Judge J. Harvie Wilkinson III of the U.S. Court of Appeals for the Fourth Circuit. In 1994, Professor Siegel received his B.A. (Economics and Political Science), summa cum laude, from Duke University. In 1995, he received his M.A. (Economics) from Duke University. He graduated in 2001 with joint degrees from the University of California, Berkeley, receiving his J.D. (first in class) from Berkeley Law and a Ph.D. in Jurisprudence and Social Policy. While at Berkeley Law, he served as the Senior Articles Editor of the California Law Review.



**Reva Siegel**Nicholas deB. Katzenbach
Professor of Law, Yale
University; Member, ACS
Board of Directors

Reva Siegel is the Nicholas deB. Katzenbach Professor of Law at Yale University. Professor

Siegel's writing draws on legal history to explore questions of law and inequality, and to analyze how courts interact with representative government and popular movements in interpreting the Constitution—themes addressed recently in articles including: "The Constitutionalization of Abortion" in Oxford Handbook of Comparative Constitutional Law (Rosenfeld & Sajo eds. 2012); "Dignity and Sexuality: Claims on Dignity in Transnational Debates Over Abortion and Same-Sex Marriage" (2012); Before (and After) Roe v. Wade: New Questions About Backlash (2011) (with Linda Greenhouse); From Colorblindness to Antibalkanization: An Emerging Ground of Decision in Race Equality Cases; Dead or Alive: Originalism as Popular Constitutionalism in Heller (2008). Her books include Before Roe v. Wade: Voices That Shaped the Abortion Debate Before the Supreme Court's Ruling (with Linda Greenhouse, 2010); The Constitution in 2020 (edited with Jack Balkin, 2009); and Processes of Constitutional Decisionmaking (with Brest, Levinson, Balkin & Amar, 2006). Professor Siegel is a member of the American Academy of Arts and Sciences, and is active in the American Association of Law Schools and the American Constitution Society, on the national board of directors and as faculty advisor of Yale's chapter.



**Cliff Sloan**Partner, Skadden, Arps, Slate,
Meagher & Flom LLP; Member,
ACS Board of Directors

Cliff Sloan is Partner at Skadden, Arps, Slate, Meagher & Flom LLP and has litigated cases at all levels of federal and state

courts, including six U.S. Supreme Court arguments, numerous arguments in the U.S. Courts of Appeals and matters in trial and district courts across the country. Mr. Sloan's practice focuses on a wide range of litigation and appeals, including cases involving intellectual property, constitutional issues, administrative law, commercial disputes, securities law and tax controversies. Mr. Sloan has served in high-ranking positions in all three branches of the federal government, including as Associate Counsel to the President and Assistant to the Solicitor General. In addition, from 2000 to 2008, he served as General Counsel of Washingtonpost. Newsweek Interactive, The Washington Post Company's online subsidiary, and, from 2005 to 2008, as Publisher of *Slate Magazine*. He is the co-author of *The* Great Decision: Jefferson, Adams, Marshall and the Battle For the Supreme Court (2009). He is also a member of the ACS Board of Directors. Mr. Sloan clerked for Supreme Court Justice John Paul Stevens and for U.S. Court of Appeals Judge J. Skelly Wright. He graduated magna cum laude from Harvard College with a B.A. in 1979 and magna cum laude from Harvard Law School with a J.D. in 1984.



**Kemba Smith Pradia**Author, Poster Child: The
Kemba Smith Story; Founder,
Kemba Smith Foundation

Kemba Smith Pradia is the Author of *Poster Child: The Kemba Smith Story* and Founder of the Kemba Smith Foundation. While

attending Hampton University, Kemba became involved with a drug dealer who drew her right in the middle of his life with physical, mental and emotional abuse disguised as "love." After enduring this turbulent four-year relationship in 1994, Ms. Pradia was sentenced to 24.5 years and served 6.5 years in federal prison for a federal crime related to crack cocaine possession. She regained her freedom after President Clinton granted her clemency in December 2000. Ms. Pradia's case drew support from across the nation and the world to reverse a disturbing trend in the rise of lengthy sentences for first time non-violent drug offenders. Her

story has been featured on television outlets, including CNN and Nightline, as well as publications like The Washington Post and The New York Times. Ms. Pradia has been corporately sponsored to speak at a variety of high schools and college venues by entities like Proctor & Gamble and Verizon. Rainforest Films acquired the rights to produce Ms. Pradia's life story into a film. She has spoken on panels and testified before Congress and the United Nations regarding a variety of criminal justice issues. She was a past recipient of a two-year Soros Justice Postgraduate Fellowship for advocates and is a graduate of Virginia Union University.



Shanna L. Smith President/CEO, National Fair Housing Alliance

Shanna L. Smith is President/ CEO of the National Fair Housing Alliance (NFHA) and has served in this capacity for 23 years. NFHA works to eliminate all

forms of housing discrimination and ensure equal housing opportunity for all people. Prior to NFHA, she was the executive director of the Fair Housing Center in Toledo, Ohio for 15 years. Under Ms. Smith's leadership, NFHA brought ground breaking cases challenging redlining by homeowners insurance companies and banks resulting in major changes to underwriting practices; secured consent orders requiring builders to retrofit over 20,000 apartments in 20 states and is currently challenging large banks for discriminating in the way they handle the maintenance and sale of foreclosed homes in communities of color as compared to white neighborhoods. In 2011 and 2012, NFHA released reports documenting how banks fail to maintain and market foreclosed homes in neighborhoods of color including not mowing lawns, securing homes, removing trash or placing "For Sale" signs on properties in Latino and African American neighborhoods. Ms. Smith has testified frequently before committees of the U.S. Senate and House on discrimination in the use of credit, mortgage lending, private mortgage insurance and homeowners' insurance practices. She serves on the Board of Directors of the Leadership Conference on Civil and Human Rights and co-chairs its Fair Housing Task Force. She is a Board member of the Center for Responsible Lending and served on the Federal Reserve Board's Consumer Advisory Council. She graduated from The University of Toledo with a B.S. in Sociology.



Sherrese M. Smith Chief Counsel to Former Chairman Genachowski, Federal Communications Commission

Sherrese M. Smith is Chief Counsel to Former Chairman Genachowski at the Federal Communications Commission.

Ms. Smith previously served as Senior Counsel to then Chairman Genachowski and Legal Advisor. Ms. Smith manages the Commission's overall policy agenda and is responsible for policy coordination among the Bureaus and Offices. She also has advisory responsibilities on all media, consumer protection and enforcement issues. Ms. Smith was Vice President and General Counsel of Washington Post Digital. Before that, Ms. Smith was a member of the Intellectual Property group at Arnold and Porter. She currently serves on the board of the ABA's Forum for Communications Law, has served on the board of the Media Law Resource Center Institute and was a co-chair of the Copyright Committee of the ABA. Ms. Smith is a frequent lecturer on media, publishing, Internet and intellectual property issues and is a faculty member for the Practicing Law Institute.



Geoffrey R. Stone Edward H. Levi Distinguished Service Professor, University of Chicago Law School

Geoffrey R. Stone is the Edward H. Levi Distinguished Service Professor at the University of Chicago. After receiving his J.D.

in 1971 from the University of Chicago, where he served as editor-in-chief of the Law Review, Mr. Stone served as a law clerk to Justice William J. Brennan, Jr. He joined the faculty of the University of Chicago Law School in 1973 and has served as dean of the University of Chicago Law School (1987-1994) and Provost of the University of Chicago (1994-2002). Mr. Stone is the author or co-author of many books on constitutional law, including Speaking Out: Reflections of Law, Liberty and Justice (2010); Top Secret: When Our Government Keeps Us in the Dark (2007); War and Liberty: An American Dilemma (2007); Perilous Times: Free Speech in Wartime (2004); and Eternally Vigilant: Free Speech in the Modern Era (Chicago 2002). Perilous Times received eight national book awards, including the Robert F. Kennedy Memorial Book Award, the Los Angeles Times Book Prize for History, and the Harvard University annual book award for Public Affairs. Mr. Stone is currently chief editor of a twentyvolume series, *Inalienable Rights*, which is being published by the Oxford University Press. He is an editor of the *Supreme Court Review*, a former Chair of the Board of the American Constitution Society, a Fellow of the American Academy of Arts and Sciences, and a Member of the American Philosophical Society, the American Law Institute, and the National Advisory Council of the American Civil Liberties Union. Mr. Stone's next major book, *Sexing the Constitution*, will explore the history of sex, religion and constitutional law.



#### **David Strauss**

Gerald Ratner Distinguished Service Professor of Law, University of Chicago Law School; Member, ACS Board of Directors

David Strauss is the Gerald Ratner Distinguished Service

Professor of Law at the University of Chicago. Before joining the faculty at Chicago, he was an Assistant to the Solicitor General of the United States and an Attorney Adviser in the Office of Legal Counsel in the United States Department of Justice. He has also served as Special Counsel to the Committee on the Judiciary of the United States Senate. He has been a visiting professor at Harvard and Georgetown. He has been a Fellow of the American Academy of Arts and Sciences since 2002. David is the author of The Living Constitution (Oxford University Press, 2010). He is a co-editor of the Supreme Court Review, and he has published many scholarly articles, principally on subjects in constitutional law. He is currently a member of the Board of Directors of the American Constitution Society. He has argued eighteen cases before the United States Supreme Court. David graduated summa cum laude from Harvard College and magna cum laude from Harvard Law School, where he was a Developments Editor of the Law Review. Between college and law school, he was a Marshall Scholar at Magdalen College, Oxford.



**Harry P. Susman**Partner, Susman Godfrey LLP

Harry Susman is a partner in Susman Godfrey. His practice focuses on complex commercial litigation, including securities fraud, antitrust, and patent litigation. While he represents both plaintiffs and

defendants, his practice focuses on plaintiffs' contingent fee cases. Mr. Susman is based out of Susman Godfrey's Houston office. Prior to joining Susman Godfrey, he graduated from Yale College with honors and the University of Texas School of Law, where he was editor-in-chief of the *Texas Law Review*. Harry clerked for Judge Alex Kozinski on the United States Court of Appeals for the Ninth Circuit and Justice Anthony Kennedy on the United States Supreme Court.



**Peter Swire** 

C. William O'Neill Professor of Law, Moritz College of Law, Ohio State University

In August 2013, Peter Swire will become the Nancy J. & Lawrence P. Huang Professor at the Georgia Institute of

Technology, in the Scheller College of Business. He currently is the C. William O'Neill Professor of Law at the Moritz College of Law of the Ohio State University. Professor Swire is a Senior Fellow with the Future of Privacy Forum and the Center for American Progress, and Policy Fellow with the Center for Democracy and Technology. In November 2012, Swire was named to co-chair the Do Not Track standards process of the World Wide Web Consortium. From 2009-2010, Professor Swire was Special Assistant to the President for Economic Policy, serving in the National Economic Council under Lawrence Summers. From 1999 to early 2001, Professor Swire served as the Clinton Administration's Chief Counselor for Privacy, in the U.S. Office of Management and Budget, the only person to date to have governmentwide responsibility for privacy issues. In that role, he was the White House coordinator for the proposed and final HIPAA medical privacy rules and chaired a White House task force on how to update wiretap laws for the Internet age. He also participated in the negotiation of the Safe Harbor agreement for trans-border data flows between the EU and the United States. The International Association of Privacy Professionals in 2012 published his two new books for the Certified Information Privacy Professional program, co-authored with Kenesa Ahmad: Foundations of Information Privacy and Data Protection: A Survey of Global Concepts, Laws, and Practices, and U.S. Private Sector Privacy: Law and Practice for Information Privacy Professionals.



Nkechi Taifa

Senior Policy Analyst, Open Society Foundations and Open Society Policy Center

Nkechi Taifa serves as Senior Policy Analyst for the Open Society Foundations and Open Society Policy Center, focusing

on issues of criminal, civil and racial justice reform. She also

convenes the Justice Roundtable, a network of advocacy groups advancing federal justice policy in Washington. She served as Founding Director of Howard University School of Law's award-winning Equal Justice Program, while teaching the popular seminar "Racial Disparity in the Criminal Justice System" and directing the law school's Externship Program. She has also served as adjunct professor at American University Washington College of Law. In her professional career Ms. Tafia has served as legislative counsel for the ACLU Washington Office; policy counsel for the Women's Legal Defense Fund; staff attorney for the National Prison Project and Office Manager for the Washington Office on Africa. While in private practice, she represented indigent adult and juvenile clients and specialized in employment discrimination law. As a catalyst in raising the visibility of issues involving unequal justice, she has testified, written and spoken extensively on issues of civil/human rights, and criminal, civil and racial justice reform, before the U.S. Congress, the U.S. Sentencing Commission and the D.C. City Council. She currently serves as Chairperson of the D.C. Commission on Human Rights, and has served on the boards of scores of public interest organizations, receiving numerous awards for her accomplishments in social justice. Ms. Tafia is also the founder of Legacy Empowerment. She received her J.D. from George Washington University Law School and B.A. from Howard University.



**Judge David S. Tatel**U.S. Court of Appeals for the
District of Columbia Circuit

David S. Tatel is a Judge on the United States Court of Appeals for the District of Columbia Circuit and has been since 1994. He received his undergraduate

degree from the University of Michigan and his J.D. from the University of Chicago in 1966. Following law school, he served as an instructor at the University of Michigan Law School and then joined Sidley, Austin, Burgess and Smith in Chicago. Since then, he served as founding Director of the Chicago Lawyers' Committee for Civil Rights Under Law, Director of the National Lawyers' Committee for Civil Rights Under Law and Director of the Office for Civil Rights in the U.S. Department of Health, Education and Welfare. Returning to private practice in 1979, Judge Tatel joined Hogan & Hartson, where he founded and headed the firm's education practice until his appointment to the D.C. Circuit. While on sabbatical from Hogan & Hartson, Judge Tatel spent a year as a lecturer at Stanford Law School. Judge Tatel is a member of the National Academy of Sciences' Committee on Science, Technology and

Law, the American Philosophical Society and the National Academy of Education. He has served as chair of The Spencer Foundation and The Carnegie Foundation for the Advancement of Teaching. Judge Tatel and his wife, Edith, have four children and eight grandchildren.



Franita Tolson

Betty T. Ferguson Professor of Voting Rights, Florida State University College of Law

Franita Tolson is the Betty T. Ferguson Professor of Voting Rights at Florida State University College of Law. Professor

Tolson's scholarship focuses on the areas of constitutional law, election law, legal history and employment discrimination. Recently, she has written on the federalism implications of partisan gerrymandering and the Voting Rights Act of 1965. Her research has been published in leading law reviews, and she has written for or appeared as a commentator for various mass media outlets. She teaches courses in constitutional law, election law, employment discrimination and the first amendment. Prior to joining the Florida State Law faculty, Professor Tolson was a visiting assistant professor at Northwestern University School of Law. Before entering academia, she clerked for the Honorable Ann Claire Williams of the United States Court of Appeals for the Seventh Circuit and the Honorable Ruben Castillo of the Northern District of Illinois. Professor Tolson was a member of the University of Chicago Law Review and won the Thomas Mulroy Prize for Oral Advocacy in the Hinton Moot Court Competition.



**Nina Totenberg** Legal Affairs Correspondent, NPR

Nina Totenberg is *NPR*'s award-winning legal affairs correspondent. Her reports air regularly on *NPR*'s critically acclaimed news magazines

"All Things Considered," "Morning Edition" and "Weekend Edition." Totenberg's coverage of the Supreme Court and legal affairs has won her widespread recognition. Newsweek said, "The mainstays [of NPR] are 'Morning Edition' and 'All Things Considered.' But the creme de la creme is Nina Totenberg." She is also a regular panelist on Inside Washington, a weekly syndicated public affairs television program produced in the nation's capital. In 1991, her ground-breaking report about University of

Oklahoma Law Professor Anita Hill's allegations of sexual harassment by Judge Clarence Thomas led the Senate Judiciary Committee to re-open Thomas's Supreme Court confirmation hearings to consider Hill's charges. NPR received the prestigious George Foster Peabody Award for its gavel-to-gavel coverage—anchored by Totenberg—of both the original hearings and the inquiry into Anita Hill's allegations, and for Totenberg's reports and exclusive interview with Hill. Totenberg has been honored seven times by the American Bar Association for continued excellence in legal reporting and has received a number of honorary degrees. On a lighter note, in 1992 and 1988 Esquire magazine named her one of the "Women We Love." Before joining NPR in 1975, Totenberg served as Washington editor of New Times Magazine, and before that she was the legal affairs correspondent for the National Observer.



Amanda Tyler Ways and Means Counsel, Office of Representative Lloyd Doggett

Amanda Tyler, a native of Austin, Texas, is a graduate of Georgetown University (B.S.F.S. '00) and The University of Texas

School of Law (J.D. '04), where she was Administrative Editor of *Texas Law Review*. Since January 2009, she has worked on Congressman Lloyd Doggett's (D-TX) staff, first as District Director and Counsel and, since December 2012, as Ways and Means Counsel. Prior to her work with Congressman Doggett, Ms. Tyler was a litigator in Dallas, Texas, where she worked as an associate for Baron & Budd, P.C. and Lynn Tillotson Pinker and Cox, LLP, and as law clerk to The Honorable Barbara M.G. Lynn, United States District Court for the Northern District of Texas.



John Vail

Vice President and Senior Litigation Counsel, Center for Constitutional Litigation

John Vail is an original member of the Center for Constitutional Litigation, where he is Vice President and Senior Litigation

Counsel. He litigates issues dealing with the right to jury trial and the right of access to courts, appearing in state and federal courts throughout the United States, including the Supreme Court. Mr. Vail has written broadly with regard to these topics, in popular and academic publications. In speaking engagements he both informs and amuses

audiences. He has shared his insights with law students as Professorial Lecturer in Law at the George Washington University Law School. Prior to his current employment, Mr. Vail worked with legal aid organizations in Tennessee, New Mexico, and North Carolina for seventeen years, with time out doing human rights work in Eastern Europe. He has been recognized by the legal services community for "inspired vision and outstanding leadership" and has received the Public Justice Achievement Award from Trial Lawyers for Public Justice for his "outstanding work and success" in preserving the right of access to justice. Mr. Vail is a graduate of the College of the University of Chicago and of Vanderbilt Law School.



Jacob L. Vigdor

Professor of Public Policy and Economics, Duke University

Jacob L. Vigdor is Professor of Public Policy and Economics at Duke University, where he has served on the faculty since 1999. He is also a Research

Associate at the National Bureau for Economic Research and an Adjunct Fellow at the Manhattan Institute for Policy Research. He has published numerous scholarly articles on the subjects of education policy, housing policy and immigration policy. His book *From Immigrants to Americans: The Rise and Fall of Fitting In* (Rowman and Littlefield 2009) received the IPUMS research award for scholarship using historical Census data. He received a B.S. in Policy Analysis, with distinction, from Cornell University in 1994 and a Ph.D. in Economics from Harvard in 1999.



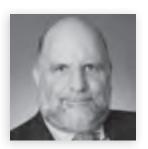
Judge Vaughn R. Walker

Former Chief Judge of the U.S. District Court for the Northern District of California

Vaughn R. Walker served as a judge for the U.S. District Court for the Northern District of California from 1990 to 2011.

He graduated from the University of Michigan and Stanford Law School, clerked for Judge Robert J. Kelleher of the U.S. District Court for the Central District of California, and practiced at Pillsbury, Madison & Sutro, now Pillsbury Winthrop Shaw Pittman. Judge Walker was originally nominated to the bench by President Reagan in 1987; that nomination expired without action by the Senate at the end of the 100th Congress in 1988. In early 1989, he was re-nominated by President George H. W. Bush and was

confirmed in November 1989, on unanimous consent. Judge Walker has presided over such notable lawsuits as those involving the Terrorist Surveillance Program of the National Security Agency; the Apple Computer, Inc. v. Microsoft Corporation copyright infringement case; and the World War II Japanese forced labor litigation. In January 2010, Judge Walker began trying Perry v. Schwarzenegger, a challenge to California Proposition 8, a voter initiative constitutional amendment that eliminated the right of same sex couples to marry. On August 4, 2010, Judge Walker ruled that Proposition 8 was unconstitutional "under both the Due Process and Equal Protection Clauses" of the U.S. Constitution. That decision was affirmed by the Ninth Circuit and is under review by the U.S. Supreme Court. Judge Walker retired from the bench at the end of February 2011 and established a mediation-arbitration practice in San Francisco.



**Barry A. Weprin** *Partner, Milberg LLP* 

Since joining Milberg, Mr. Weprin has specialized in securities and insurance litigation. He has served as lead or co-lead counsel in a number of complex securities class action litigations.

He was one of the principal attorneys in the sales practice litigations against The New York Life Insurance Company, The New England Life Insurance Service Company, The Massachusetts Mutual Life Insurance Company, The John Hancock Mutual Life Insurance Company and The Prudential Life Insurance Company which recovered billions of dollars for policyholders. Mr. Weprin is a frequent lecturer on complex litigation issues. Previously, Mr. Weprin served as law clerk to Judge Charles P. Sifton of the United States District Court for the Eastern District of New York and practiced with the law firm of Wachtell Lipton Rosen & Katz where he specialized in commercial and securities litigation. He also served as general counsel to the New York State Housing Finance Agency and the New York State Medical Care Facilities Finance Agency, two agencies that issue tax exempt bonds for financing nonprofit medical facilities and qualified housing projects. Mr. Weprin is very active in his community of Mamaroneck, New York, having served as a Town Councilman and a member of the Zoning Board of Appeals.

He is the President of the National Association of Shareholder and Consumer Attorneys (NASCAT) as well as Vice President of the Institute for Law and Economic Policy (ILEP).



Justice David Wiggins
Iowa Supreme Court

David Wiggins is a Justice of the Iowa Supreme Court. Governor Thomas Vilsack appointed him to the court in 2003. Justice Wiggins has participated in more than 1,000 published cases and

has authored more than 200 published opinions. Justice Wiggins, who was born in Chicago, Illinois, earned his bachelor's degree from the University of Illinois in Chicago in 1973. He graduated with honors and Order of the Coif from Drake University Law School in 1976. While in law school, he served as associate editor of the law review. Justice Wiggins practiced law in West Des Moines, Iowa, for 27 years before to his appointment to the court. As an attorney, Justice Wiggins served on the Board of Governors of the Iowa State Bar Association, and as president of the Iowa Trial Lawyers Association. He also served as chairperson of the Judicial Qualifications Commission from 2000 until he joined the court. He is a master emeritus of the C. Edwin Moore American Inn of Court and a lifetime fellow of the Iowa Academy of Trial lawyers. Throughout his legal career, he has presented lectures at numerous seminars dealing with trial practice. Justice Wiggins continues to present lectures in the areas of appellate advocacy and ethics. Justice Wiggins recently worked on a building project with Habitat for Humanity in its effort to provide affordable housing. Justice Wiggins is married, has three children, and two grandchildren.



James E. Williams, Jr.
Public Defender, Orange
and Chatham Counties,
North Carolina

James E. Williams, Jr. is Public Defender for Orange and Chatham Counties in North Carolina where he has served

since 1990. Prior to 1990, he was felony chief of the Mecklenburg County Public Defender's Office. He is a member of the Board of Governors of the North Carolina Advocates for Justice (NCAJ). In October 2010, NCAJ established a Task Force on Racial and Ethnic Bias in the Criminal Justice System. Mr. Williams serves as Chair of the Task Force. The work of the Task Force led to the establishment of the North Carolina Commission on Racial Disparities in the Criminal Justice System in September 2012. Mr. Williams serves on the Commission. He also chairs the North Carolina Public Defenders' Association Committee on Racial Equity and is a member of the North Carolina Chief Justice Commission on Professionalism. Mr. Williams graduated from Duke University with a Bachelor of Arts Degree in Political Science in 1973 and Duke University School of Law with a J.D. in 1979.



**Adam Winkler**Professor of Law,
UCLA School of Law

Adam Winkler is a professor at UCLA School of Law. He is the author of *Gunfight: The Battle over the Right to Bear Arms in America*, published

by W. W. Norton and co-editor of the Encyclopedia of the American Constitution (2d edition). His writes frequently for The New Republic and the Daily Beast, and his opinion pieces have appeared in The New York Times, The Wall Street Journal, The Washington Post, the Los Angeles Times and The Atlantic. His commentary has been featured on the NBC Nightly News, ABC News, CNN/Anderson Cooper, NewsHour, O'Reilly Factor and the Katie Couric Show. He is currently writing a book about Citizens United and the constitutional rights of corporations.



**Judge Diane P. Wood**U.S. Court of Appeals for the Seventh Circuit

Diane P. Wood is a Judge on the United States Court of Appeals for the Seventh Circuit and a Senior Lecturer in Law at the University of Chicago Law

School. Judge Wood attended the University of Texas at Austin, earning her B.A. in 1971 (highest honors), and her J.D. in 1975 (Order of the Coif). After graduation from law school, she clerked for Judge Irving L. Goldberg on the U.S. Court

of Appeals for the Fifth Circuit (1975–76), and for Justice Harry A. Blackmun of the U.S. Supreme Court (1976–77). She then spent a brief period at the Office of the Legal Adviser in the U.S. Department of State. In 1980, she began her career as a legal academic at Georgetown University Law Center. She moved to the University of Chicago Law School in 1981, serving as a full-time professor until 1995 and as Associate Dean from 1989 through 1992. In 1990, she was named to the Harold J. and Marion F. Green Professorship in International Legal Studies, becoming the first woman to hold a named chair at the school. From 1993 until she was appointed to the Seventh Circuit in 1995, she served as Deputy Assistant Attorney General in the Antitrust Division of the U.S. Department of Justice. Judge Wood is a Fellow of the American Academy of Arts & Sciences and is on the Council of the American Law Institute.



Elizabeth B. Wydra Chief Counsel, Constitutional Accountability Center

Elizabeth B. Wydra is Chief Counsel for the Constitutional Accountability Center (CAC). She frequently participates in Supreme Court litigation and

has argued several important cases in the federal courts of appeals. She joined CAC from private practice at Quinn Emanuel Urquhart & Sullivan in San Francisco, where she was an attorney working with former Stanford Law School Dean Kathleen Sullivan in the firm's Supreme Court/appellate practice. Previously, Elizabeth was a supervising attorney and teaching fellow at the Georgetown University Law Center appellate litigation clinic and a law clerk for Judge James R. Browning of the U.S. Court of Appeals for the Ninth Circuit. Elizabeth has appeared as a legal expert for NBC, ABC, CNN, Fox News, the BBC, Current TV, and National Public Radio, among other outlets. Her writings have appeared in the New York Times, USA Today, POLITICO, Slate and on numerous political and legal blogs, such as Huffington Post, Grist and ACSblog. She has been quoted extensively in the print media and is a regular contributor to the American Bar Association's Preview of United States Supreme Court Cases. Her academic work has been published in the UCLA Journal of Environmental Law & Policy, Syracuse Law Review, and the Yale Journal of International Law. Elizabeth is a graduate of Yale Law School and Claremont McKenna College.

# ADVANCING A PROGRESSIVE VISION OF THE CONSTITUTION, LAW AND PUBLIC POLICY

ACS shapes the debate and national conversation on critical legal and public policy issues through the engagement of its network of chapters, the production of high-impact resources and access to key decision-makers and the media.

#### WE ARE:

- Building a pipeline to foster advancement of ACS members as policymakers and legal decision-makers, through the development of ACS's more than 230 law school and lawyer chapters around the country, hosting events and providing resources on becoming a judge or legislator, and cultivating future leaders through ACS's Public Interest Fellows, Next Generation Leaders and Young Scholars programs;
- Taking on the rhetoric of so-called "originalism," and "strict construction," through ACS publications, including an ACS original work republished by Oxford University Press, Keeping Faith with the Constitution, hosting briefings and podcasts featuring renowned constitutional experts and providing talking points and other resources for ACS members and policymakers;
- Increasing public and media pressure to end Senate obstruction of judicial nominees, by connecting members with lawmakers, from high-level White House officials to senators, issuing timely scholarship on reform of the nominations process that has been relied upon by

- members of Congress, developing our comprehensive and frequently cited web resource, JudicialNominations. org, and securing publication of opinion pieces in outlets around the country;
- Communicating the significance of a competent, fully staffed judicial branch to progressives and the general public, by hosting programming, scholarship and commentary that emphasizes the impact judges and courts have on all issues, from immigration to the environment; supplying network members with talking points, background facts and other resources; and producing blog posts and other commentary that spotlight individual lower-court decisions and their impact;
- Working with government officials and preeminent national scholars to achieve needed criminal justice reform, through ACS publications, member engagement with key decision-makers, activation of the network to perform critical research on defendants' access to counsel and hosting a series of events on tactics for reform:
- Protecting the integrity of our democratic process, by connecting ACS lawyers and students to election protection efforts, promoting scholarship and ACS Issue Briefs on campaign finance reform and barriers to voting and hosting briefings and programs around the country to educate voters, advocates and decision-makers.



#### **ISSUE BRIEFS**

ACS Issue Briefs are short, accessible white papers on a wide range of topics that offer insights into and proposals regarding legal and policy topics. During the past year, ACS continued to release Issue Briefs authored by scholars, practitioners, advocates and others in the ACS community. They are distributed widely to ACS members, the progressive legal community, judges, policymakers and pundits and often generate discussion in the blogosphere and other media. Selected Issue Briefs are also published in the ACS journal, *Advance*.

To download electronic copies of ACS Issue Briefs, visit the "Publications" area of www.acslaw.org. And if you are interested in writing an ACS Issue Brief, we encourage you to contact us at C21@acslaw.org.

#### **ACS JOURNALS**

ACS's two journals, to which ACS dues-paying members may receive complimentary subscriptions, have proven to be important vehicles for the dissemination of progressive legal and policy ideas. The Harvard Law & Policy Review, founded and edited by students at Harvard Law School, serves as the official journal of ACS. Authors of articles in the journal have included distinguished policymakers, judges and scholars. Advance: The Journal of the ACS Issue Groups features a selection of ACS Issue Briefs released in the preceding months and, in some cases, a series of papers on a particular subject emanating from an ACS conference or symposium.

#### **ACSBLOG**

From covering the legal challenge to the Voting Rights Act, legal efforts to advance equality and the increasingly divisive battle over judicial nominations, *ACSblog* provides readers thoughtful, varied and timely analysis of today's most pressing legal and policy concerns. The blog also features ACS BookTalk, which gives special focus to books on law and public policy. *ACSblog* draws on the depth and diversity of the ACS membership and other supporters to bring readers guest posts from practitioners, advocates, professors and students on an array of law and policy topics. If you are interested in guest blogging for *ACSblog*, contact ACS Director of Communications Jeremy Leaming at

ACS Associate Director of Communications Amanda Simon at asimon@acslaw.org. Visit ACSblog at www.acsblog.org.

ileaming@acslaw.org or



The American Constitution Society for Law and Policy presents

#### THE 2012-2013 SUPREME COURT TERM REVIEW

On June 25, ACS will host its annual panel discussion at the National Press Club examining the current Supreme Court term.
Leading experts representing both progressive and conservative perspectives will discuss the Court's most noteworthy decisions and identify emerging trends.

#### **Featured Panelists to Include:**

Erwin Chemerinksy, moderator, Founding Dean and Distinguished Professor of Law, and Raymond Pryke Professor of First Amendment Law, University of California, Irvine School of Law
 F. Paul Bland, Jr., Senior Attorney, Public Justice
 David D. Cole, Professor of Law, Georgetown University Law Center
 Sherrilyn Ifill, President and Director-Counsel, NAACP Legal Defense and Educational Fund, Inc.

Pamela S. Karlan, Kenneth and Harle Montgomery Professor of Public Interest Law and Co-Director, Supreme Court Litigation Clinic, Stanford Law School; Member, ACS Board of Directors

Bert W. Rein, Partner, Wiley Rein LLP

**TUESDAY, JUNE 25, 2013** 

12:00 - 2:00 p.m.

**NATIONAL PRESS CLUB** 

529 14th Street, NW, 13th Floor Washington, D.C. 20045

### ACS COMPETITIONS, AWARDS AND HONORS

## RICHARD D. CUDAHY WRITING COMPETITION ON REGULATORY AND ADMINISTRATIVE LAW

This competition honors Judge Cudahy's decades of distinguished service as one of the nation's finest appellate judges. Before joining the bench, Judge Cudahy, a graduate of West Point and Yale Law School, served as an Air Force officer, worked as a private attorney, a law professor, and the chief executive of a large corporation and was a member of the Wisconsin Public Service Commission. Since his appointment to the United States Court of Appeals for the Seventh Circuit by President Carter in 1979, Judge Cudahy has secured a national reputation for the depth, rigor and fair-mindedness of his opinions, academic publications and speeches. Among those who have worked with and appeared before him, Judge Cudahy is known for his unfailing decency and generosity of spirit.

The judges for this year's competition are: Judge David Hamilton, U.S. Court of Appeals for the Seventh Circuit; Lisa Bressman, Associate Dean for Academic Affairs & David Daniels Allen Distinguished Chair in Law, Vanderbilt Law School; Alejandro Camacho, Professor of Law and Political Science, Director, Center for Land, Environment, and Natural Resources, University of California, Irvine; Jeffrey Kehne, Lead Counsel, Offshore Wind Development Coalition; Amanda Cohen Leiter, Associate Professor of Law, American University Washington College of Law; and Allison Zieve, Director, Public Citizen Litigation Group. ACS extends its deepest gratitude to this year's panel of judges.

This year's top papers were selected in two categories, student and lawyer. The winners, to be honored at this year's 2013 National Convention, are:

#### **Student Category**

"Special Access: The Harm of Premature Deregulation in Telecommunications," by Cary Adickman, J.D. Candidate, Benjamin N. Cardozo School of Law, 2013

#### **Lawyer Category**

"Rational Boundaries for SEC Cost-Benefit Analysis," by Bruce Kraus, Partner, Kelley Drye & Warren LLP, and Connor Raso, Attorney-Advisor, Consumer Financial Protection Bureau

### CONSTANCE BAKER MOTLEY NATIONAL STUDENT WRITING COMPETITION

During the 2013 ACS National Convention, ACS will honor the top three papers in the annual Constance Baker Motley National Writing Competition, co-sponsored with the University of Pennsylvania Law School ACS Chapter and the University of Pennsylvania Journal of Constitutional Law. This year students submitted papers on a range of topics discussing progressive legal theory and discourse.

The judges for this year's competition are: Judge Richard Mark Gergel (D.S.C.), Judge Susie Morgan (E.D. La.), Judge Norma Shapiro (E.D. Pa.), Professor Margaret Hu (Duke Law School), Professor Kathleen Morris (Golden Gate University) and Professor Kermit Roosevelt (University of Pennsylvania Law School).

The winner is Jeremy M. Amar-Dolan (Cornell Law School). The runners-up are Leilani Fisher (Brigham Young University Law School) and Kerrel Murray (Stanford Law School). The other finalists were Lauren Engelmyer (University of Pennsylvania Law School), Emily Brailey (Columbia Law School), Cory Tischbein (University of Pennsylvania Law School), and Jason Lee (Harvard Law School).

#### LAWYER CHAPTER AWARDS

Three of ACS's Lawyer Chapters will be specially recognized during the Convention with the following awards for their efforts over the past year:

- **1. Lawyer Chapter of the Year Award:** For the chapter that has shown the greatest overall strength in meeting ACS's mission and goals.
- **2. Diversity Award:** For the chapter that has made the greatest strides in increasing diversity amongst its membership and in its programming.
- **3. Networking Award:** For the chapter with the highest membership percentage increase over the past year.

#### Congratulations to all of those honored by ACS with the following awards for their stellar work this year.

#### STUDENT CHAPTER AWARDS

During the convention, we will honor some of the best among our almost 200 student chapters with the following awards:

- Student chapter of the year award: For the chapter that
  has shown the greatest overall strength in meeting ACS's
  mission and goals. This year's winner is the University of
  Texas at Austin School of Law.
- Rising Chapter of the Year: For a new or recentlyrevived chapter that has made the greatest strides in establishing a presence on campus focused on ACS priorities. This year's winner is the Rutgers School of Law-Newark.
- **3. Programming Award:** For student chapters that conducted more than 20 events in an academic year, most of which focused on ACS priorities. This year's winners are Benjamin N. Cardozo School of Law; Earle Mack School of Law at Drexel University; Faulkner University Jones School of Law; Florida International University College of Law; George Mason University School of Law; Harvard Law School; Indiana University Maurer School of Law; Loyola Law School, Los Angeles; Pennsylvania State University Dickinson School of Law; Saint Louis University School of Law; Southern Methodist University Dedman School of Law; Stanford Law School; The University of Chicago Law School; The Ohio State University Moritz College of Law; The University of Texas at Austin School of Law; University of California, Berkeley School of Law; University of California, Los Angeles School of Law; University of Georgia School of Law; University of Michigan Law School; University of Missouri School of Law; University of North Carolina School of Law; University of Pennsylvania Law School; University of Richmond School of Law; William & Mary Marshall-Wythe School of Law; Yale Law School.
- 4. Reproductive Rights and Justice Award (in conjunction with the Center for Reproductive Rights): For the chapter that has placed a significant focus on reproductive rights and justice. This year's winner is the Indiana University Maurer School of Law.

### DAVID CARLINER PUBLIC INTEREST AWARD



Kara Hartzler is currently an appellate attorney at the Federal Defenders of San Diego, Inc. Prior to joining the Federal Defenders, she served as the Legal Director and Criminal Immigration Consultant at the Florence Immigrant and Refugee Rights Project in Arizona, where

she specialized in the immigration consequences of criminal convictions. She is the author of Surviving Padilla: A Defender's Guide to Advising Noncitizens on the Immigration Consequences of Criminal Convictions. Ms. Hartzler has conducted more than 60 trainings for defense attorneys, prosecutors and judges on the immigration consequences of criminal convictions and provided over 4,000 individual consultations to defenders representing noncitizens. Ms. Hartzler also served as an adjunct professor at the University of Arizona College of Law, where she developed a course on Crimes and Immigration. In addition, Ms. Hartzler has done extensive litigation and appellate work in the areas of unlawful detention, removal defense and the deportation of United States citizens. In 2008, she testified in front of the U.S. House of Representatives Subcommittee on Immigration on the detention and deportation of citizens and other due process violations in the immigration system. She is also an active playwright whose plays have been performed and published in the United States and internationally.

## ACS 2013 PROGRESSIVE CHAMPIONS



#### **Representative John Lewis**

ACS is proud to honor Congressman John Lewis as a 2013 Progressive Champion. Congressman Lewis—an American civil rights icon—has dedicated his life to protecting human rights, securing civil liberties and building what he calls "The Beloved Community" in America. Mr. Lewis put his life on the line for many years during the 1960s to bring about social, economic and political equality for all Americans. His steadfast leadership and advocacy for social change throughout his career have elevated the causes of human rights around the world. His dedication to the highest ethical standards and moral principles has won him the admiration of many of his colleagues on both sides of the aisle in the United States Congress. Mr. Lewis is the

recipient of numerous awards from national and international institutions, including the highest civilian honor granted by President Barack Obama, the Medal of Freedom. He is the author of a recent book entitled *Across That Bridge: Life Lessons and a Vision for Change* (2012), and his biography is entitled *Walking With The Wind: A Memoir of the Movement* (1998). Mr. Lewis is a member of the U.S. House of Representatives Ways and Means Committee and serves as Ranking Member of the Oversight Subcommittee.



#### **Brad Smith**

ACS is proud to honor Brad Smith as a 2013 Progressive Champion. Mr. Smith is Microsoft's general counsel and an executive vice president. He leads the company's Department of Legal and Corporate Affairs, which has approximately 1,100 employees located in 55 countries and is responsible for the company's legal work, its intellectual property portfolio and patent licensing business, and its government affairs and philanthropic work.

Mr. Smith serves as Microsoft's senior executive responsible for the company's corporate citizenship and philanthropic work, including a new multi-billion dollar, companywide commitment to creating opportunities for 300 million youth around

the world during the next three years. Mr. Smith has also helped advance several significant diversity initiatives within the broader legal profession by using business incentives in the form of a bonus to law firms achieving various benchmarks, or by cutting law firms rates if they do not meet standards. As an added commitment, Smith and other senior Microsoft leaders only receive their year-end merit bonus if at least 75 percent of utilized law firms receive their diversity bonus. Mr. Smith also co-chairs the board of directors of Kids in Need of Defense (KIND), is the chair-elect of the Leadership Council on Legal Diversity and has advanced several education and philanthropic initiatives.

## ACS LAWYER CHAPTERS UPDATE

ACS Lawyer Chapters bring together progressive lawyers, judges, policymakers and other concerned individuals across the country. ACS Lawyer Chapter members work to shape the debate on key national and local legal and public policy issues through public events, op-eds and letters to the editor, blog posts and other projects.

In the last year, ACS Lawyer Chapters hosted over 250 programs on a wide range of topics, including the judicial vacancy crisis, the constitutionality of the Voting Rights Act, marriage equality, state and federal immigration reform and indigent defense. In addition, Lawyer Chapters support networking and careerbuilding opportunities for junior and senior attorneys alike, including events on how to become a judge and formal and informal mentoring programs. Lawyer Chapters not only serve as local forums for legal discussion and debate, but also provide opportunities for lawyers to participate in substantive projects initiated by ACS members and in national ACS initiatives, such as Constitution in the Classroom. Involvement in a Lawyer Chapter provides an excellent opportunity to expand your network and gain leadership skills.

We continue to add new Lawyer Chapters in order to foster discussion of law and policy issues around the country. For more information on existing Lawyer Chapters or to form a new chapter in your community please contact ACS Director of Lawyer Chapters Jill Dash at jdash@acslaw.org or (202) 393-6181.

#### **ACS LAWYER CHAPTERS**

Alabama Milwaukee

Austin Minneapolis-St. Paul

Bay Area Montana
Boston Nashville
Capital District (NY) Nebraska
Chicago New Jersey
Cincinnati New York
Colorado North Carolina
Columbus Northeast Ohio

Northeast Ohio Connecticut Oklahoma Dallas Oregon Georgia Philadelphia Pittsburgh Indianapolis **Puget Sound** Iowa Sacramento San Antonio Kansas City Kentucky San Diego

Madison Virginia

Maryland Washington, D.C.

Michigan Western New York

Los Angeles

South Florida

### ACS STUDENT CHAPTERS UPDATE

ACS Student Chapters have had another outstanding year of growth, programming and scholarship. Currently, there are almost 200 student chapters. Student Chapters hosted more than 1,200 programs during the 2012–2013 academic year that centered on topics ranging from judicial nominations, constitutional interpretation, immigration, affirmative action, voting, indigent defense and career and networking advice. Our chapters also helped protect the right to vote by collaborating with partner nonprofit organizations during the fall on election protection efforts and voter registration drives.

ACS held its first Student Convention March 1–2 at Stanford Law School. Using the 50th anniversary of *Gideon* 

v. Wainwright as a springboard for conversation, student leaders from across the country convened to discuss the legacy of *Gideon*, the future of work on behalf of low income individuals and the critical role that students can play in delivering on *Gideon*'s promise of a more just society.

As we near the end of the summer, ACS Student Chapters are already planning for a productive and successful 2013–2014 school year. To learn more about ACS Student Chapters, including information about how to participate in our programming and projects, please contact us at campus@acslaw.org.

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