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New York University School of Law
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EXPERIENCE

- NEW YORK UNIVERSITY SCHOOL OF LAW**, New York, NY 2002-present
- Vice Dean for Intellectual Life, 2017-present.
 - Segal Family Professor of Regulatory Law and Policy, 2011-present.
 - Faculty Director, Center on the Administration of Criminal Law, 2008-present.
- Previously:
- Professor of Law, 2007-2011
 - Associate Professor, 2005-2006
 - Assistant Professor, 2002-2005
- Courses:
- Administrative Law
 - Advanced Administrative Law
 - Criminal Law
 - Legislation and the Regulatory State (previously The Administrative and Regulatory State)
 - Public Law Colloquium (previously Constitutional Law Colloquium)
 - Punishment in Law, Politics, and Society (undergraduate university course)
 - 1L Reading Group: The Politics of Regulation
 - 1L Reading Group: Understanding and Reducing Mass Incarceration
- Honors:
- New York University Making A Difference Award (awarded to members of the NYU community who have had a “profound and lasting impact on changing the world for the better”), 2016
 - New York University Distinguished Teaching Award, 2013
 - New York University School of Law Podell Distinguished Teaching Award, 2007
- UNITED STATES SENTENCING COMMISSION**, Washington, DC 2013-2019
- Commissioner.
- MANHATTAN DISTRICT ATTORNEYS’ OFFICE,
CONVICTION INTEGRITY POLICY ADVISORY PANEL**, New York, NY 2010-present
- Member.
- HARVARD LAW SCHOOL**, Cambridge, MA Fall 2008
- Beneficial Visiting Professor of Law.
 - Courses: Legislation and Regulation; The Power of Prosecutors Reading Group.
- GEORGETOWN UNIVERSITY LAW CENTER**, Washington, DC 2001
- John M. Olin Fellow in Law.
- KELLOGG, HUBER, HANSEN, TODD , EVANS, & FIGEL, P.L.L.C.**, Washington, DC 1998-2002
- Associate. Practice focused primarily on telecommunications, administrative law, and antitrust issues.
- THE HONORABLE ANTONIN SCALIA, SUPREME COURT OF THE UNITED STATES**, Washington, DC 1997-98
- Law Clerk.
- THE HONORABLE LAURENCE H. SILBERMAN, U.S. COURT OF APPEALS
D.C. CIRCUIT**, Washington, DC 1996-97
- Law Clerk.

EDUCATION

HARVARD LAW SCHOOL

J.D., *magna cum laude*, June 1996

- Honors: • Sears Prize (awarded for the two highest grade point averages in the first year)
 • Best Memorandum Award: First Year Ames Moot Court Competition
- Activities: • *Harvard Law Review*, Books and Commentaries Editor, 1995-96; Editor, 1994-95
 • Vice President, Dormitory and Student Affairs Council
 • Section Representative, Environmental Law Society

NORTHWESTERN UNIVERSITY

B.A., with Honors in both History and Psychology, and with Distinction in All Subjects, June 1993

- Honors: • Phi Beta Kappa
 • Mortar Board
 • Dean's List
 • James Alton James Scholar (most distinguished social science academic, junior year)
- Activities: • Vice President, College of Commerce and Industry (in charge of philanthropy)
 • Executive Board, Student Blood Services
- Theses: • *The Tragedy of Unheard Voices: Images of the Mentally Ill in an Era of Deinstitutionalization* (Honors in History)
 • *Implicit Memory Bias in Depressed Subjects* (Honors in Psychology)

ACADEMIC PUBLICATIONS

BOOKS

PRISONERS OF POLITICS: BREAKING THE CYCLE OF MASS INCARCERATION (Harvard University Press/Belknap, 2019)

CRIMINAL LAW AND ITS PROCESSES: CASES AND MATERIALS (Aspen 10th Ed., 2017) (with Sanford Kadish and Stephen J. Schulhofer)

CRIMINAL LAW AND ITS PROCESSES: CASES AND MATERIALS (Aspen 9th Ed., 2012) (with Sanford Kadish, Stephen J. Schulhofer & Carol S. Steiker)

PROSECUTORS IN THE BOARDROOM: USING CRIMINAL LAW TO REGULATE CORPORATE CONDUCT (Anthony Barkow & Rachel Barkow eds., NYU Press, 2011)

ARTICLES AND ESSAYS

Classical Liberal Criminal Law, J. LEG. STUD. (forthcoming 2020)

Categorical Mistakes: The Framework of the Armed Career Criminal Act and Mandatory Minimum Sentencing, 133 HARV. L. REV. 200 (2019)

Three Lessons for Criminal Law Reformers from Locking Up Our Own, 107 CAL. L. REV. 1967 (2019)

Making Connections with The Wire: Telling the Stories Behind the Statistics, 2018 U. CHI. LEGAL F. 25

Designed to Fail: The President's Deference to the Department of Justice in Advancing Criminal Law Reform, 59 WM. & MARY L. REV. 387 (2017)

- Williamson Prize for the most outstanding article published in volume 59 of the WM. & MARY L. REV.

ARTICLES AND ESSAYS (*cont'd*)

Overseeing Agency Enforcement, Foreword, Annual Review of Administrative Law, 84 GEO. WASH. L. REV. 1129 (2016)

Clemency and Presidential Administration of Criminal Law, 90 N.Y.U. L. REV. 802 (2015)

Restructuring Clemency: The Cost of Ignoring Clemency and a Plan for Renewal, 82 U. CHI. L. REV. 1 (2015) (with Mark Osler)

Justice Sotomayor and Criminal Justice in the Real World, 123 YALE L.J. FORUM 409 (2014)

The New Policing of Business Crime, 37 SEATTLE U. L. REV. 435 (2014)

Prosecutorial Administration: Prosecutor Bias and the Department of Justice, 99 U. VA. L. REV. 271 (2013)

Sentencing Guidelines at the Crossroads of Politics and Expertise, 160 U. PA. L. REV. 1599 (2012)

Federalism and Criminal Law: What the Feds Can Learn from the States, 109 MICH. L. REV. 519 (2011)

Insulating Agencies: Using Institutional Design To Limit Agency Capture, 89 TEX. L. REV. 15 (2010)

Organizational Guidelines for the Prosecutor's Office, 31 CARDOZO L. REV. 2089 (2010)

The Court of Life and Death: The Two Tracks of Constitutional Sentencing Law and the Case for Uniformity, 107 MICH. L. REV. 1145 (2009)

Institutional Design and the Policing of Prosecutors: Lessons from Administrative Law, 61 STAN. L. REV. 869 (2009)

The Ascent of the Administrative State and the Demise of Mercy, 121 HARV. L. REV. 1332 (2008)

- “Exemplary Legal Writing 2008” Nominee in GREEN BAG

Originalists, Politics, and Criminal Law on the Rehnquist Court, 74 GEO. WASH. L. REV. 1043 (2006)

Delegating Punitive Power: The Political Economy of Sentencing Commission and Guideline Formation, 84 TEX. L. REV. 1973 (2006) (with Kathleen M. O’Neill)

The Political Market for Criminal Justice, 104 MICH. L. REV. 1713 (2006)

Separation of Powers and the Criminal Law, 58 STAN. L. REV. 989 (2006)

- Winner of the Association of American Law Schools, Section on Criminal Justice 2006 Outstanding Paper Competition

Our Federal System of Sentencing, 58 STAN. L. REV. 119 (2005)

Federalism and the Politics of Sentencing, 105 COLUM. L. REV. 1276 (2005)

Administering Crime, 52 UCLA L. REV. 715 (2005)

Recharging the Jury: The Criminal Jury’s Constitutional Role in an Era of Mandatory Sentencing, 152 U. PA. L. REV. 33 (2003)

ARTICLES AND ESSAYS (*cont'd*)

More Supreme than Court?: The Fall of the Political Question Doctrine and the Rise of Judicial Supremacy, 102 COLUM. L. REV. 237 (2002)

A Tale of Two Agencies: A Comparative Analysis of FCC and DOJ Review of Telecommunications Mergers, 2000 U. CHI. LEGAL F. 29 (with Peter Huber)

BOOK CHAPTERS, BOOK REVIEWS, AND SHORTER WORKS

The Criminal Regulatory State, in *The New Criminal Justice Thinking* (Sharon Dolovich & Alexandra Natapoff, eds., NYU Press, 2017) (winner 2017 Choice Outstanding Academic Title Award)

In Memoriam: Justice Antonin Scalia, 130 HARV. L. REV. 9 (2016)

Criminal Law as Regulation, 8 N.Y.U. J.L. & LIBERTY 316 (2014)

Explaining and Curbing Capture, 18 N.C. BANKING INST. 17 (2013)

Law versus Politics: Comments on William J. Stuntz's The Collapse of American Criminal Justice, 63 U. TORONTO L.J. 138 (2012) (book review)

Life without Parole and the Hope for Real Sentencing Reform, in *LIFE WITHOUT PAROLE: AMERICA'S NEW DEATH PENALTY?* (Charles J. Ogletree, Jr., & Austin Sarat eds., NYU Press, 2012)

The Prosecutor as Regulatory Agency, in *PROSECUTORS IN THE BOARDROOM: USING CRIMINAL LAW TO REGULATE CORPORATE CONDUCT* (Anthony Barkow & Rachel Barkow eds., NYU Press, 2011)

Categorizing Graham, 23 FED. SENTENCING REP. 49 (2010)

The Politics of Forgiveness: Reconceptualizing Clemency, 21 FED. SENTENCING REP. 153 (2009)

Mercy's Decline and Administrative Law's Ascendance, in *CRIMINAL LAW CONVERSATIONS* (Paul H. Robinson et al. eds., 2009)

An Ounce of Prevention: Realistic Treatment for Our Pathological Politics, in *CRIMINAL LAW CONVERSATIONS* (Paul H. Robinson et al. eds., 2009)

The Rise and Fall of the Political Question Doctrine, in *THE POLITICAL QUESTION DOCTRINE AND THE SUPREME COURT OF THE UNITED STATES* (Bruce Cain & Nada Mourtada-Sabbah eds., 2007)

Tribute to Justice Antonin Scalia, 62 N.Y.U. ANN. SURV. AM. L. 15 (2006)

Criminal Trials, in *THE HERITAGE GUIDE TO THE CONSTITUTION* (Edwin Meese III et al. eds., 2005)

The Devil You Know: Federal Sentencing After Blakely, 16 FED. SENTENCING REP. 312 (June 2004)

Mergers and Acquisitions, in P. HUBER ET AL., *FEDERAL TELECOMMUNICATIONS LAW* (2d ed. 1999) (with Peter Huber et al.)

Note, *And Justiciability for All?: Future Injury Plaintiffs and the Separation of Powers*, 109 HARV. L. REV. 1066 (1996)

BOOK CHAPTERS, BOOK REVIEWS, AND SHORTER WORKS (*cont'd*)

Book Note, *A Bold Leap Backward?*, 108 HARV. L. REV. 2047 (1995) (reviewing MARY ANN GLENDON, *A NATION UNDER LAWYERS* (1994))

CONGRESSIONAL AND AGENCY TESTIMONY

Regulatory Crime: Identifying the Scope of the Problem, Hearing before the House Judiciary Committee's Over-criminalization Task Force (October 30, 2013)

Regional Hearing on the 25th Anniversary of the Sentencing Reform Act of 1984, Hearing before the United States Sentencing Commission (July 10, 2009)

The Proposed Consumer Financial Protection Agency: Implications for Consumers and the FTC, Hearing before the Subcommittee on Commerce, Trade, and Consumer Protection of the House Committee on Energy and Commerce (July 8, 2009)

Blakely v. Washington and the Future of the Federal Sentencing Guidelines, Hearing before the Senate Committee on the Judiciary (July 13, 2004)

OTHER WRITING

How We Judge Prosecutors Has to Change, New York Law Journal, April 9, 2019, at <https://www.law.com/newyorklawjournal/2019/04/09/how-we-judge-prosecutors-has-to-change/?slreturn=20190408092234>

Prosecutors Need to Treat Police Shootings Like a Threat to Public Safety, Washington Post, March 13, 2019, at https://www.washingtonpost.com/opinions/2019/03/13/prosecutors-need-treat-police-shootings-like-threat-public-safety/?utm_term=.a5d255b94731

Why Undermine Executive Clemency?, Los Angeles Daily Journal, Thursday, Jan. 17, 2019

The Clemency Process is Broken. Trump Can Fix It., The Atlantic, Jan. 15, 2019 (with Mark Holden and Mark Osler)

Let's Hear from the Presidential Candidates on Clemency Reform, The Plain Dealer, August 2, 2015, at http://www.cleveland.com/opinion/index.ssf/2015/08/lets_hear_from_the_presidentia.html (with Mark Osler)

The President's Idle Executive Power: Pardoning, Washington Post, November 26, 2014, at http://www.washingtonpost.com/opinions/the-presidents-idle-executive-power-pardoning/2014/11/26/3934ab1c-71aa-11e4-8808-afaa1e3a33ef_story.html (with Mark Osler)

Establishing Conviction Integrity Programs in Prosecutors' Officers, Center on the Administration of Criminal Law (2012)

The Problem with Mandatory Minimums, N.Y. Times Room for Debate, August 19, 2012, at <http://www.nytimes.com/roomfordebate/2012/08/19/do-prosecutors-have-too-much-power/the-problem-with-mandatory-minimum-sentences>

Clarify What's Cruel and Unusual, N.Y. Times Room for Debate, July 8, 2012, at <http://www.nytimes.com/roomfordebate/2012/07/08/another-stab-at-the-us-constitution/revisiting-the-constitution-clarify-whats-cruel-and-unusual-punishment>

OTHER WRITING (*cont'd*)

Save the Jury, Slate.com, May 30, 2012, at <http://hive.slate.com/hive/how-can-we-fix-constitution/article/save-the-jury>

How Health Care Can Reduce Crime, Forbes.com, June 22, 2010, at <http://www.forbes.com/2010/06/22/health-care-crime-drugs-opinions-contributors-rachel-barkow-david-edwards.html> (with David B. Edwards)

Keeping Consumer Cops on the Beat, May 13, 2010, at <http://www.politico.com/news/stories/0510/37148.html> (with Anne Milgram)

Sentencing Laws Needn't Drain Us, BOSTON HERALD, Dec. 6, 2008, at 17 (with Joshua J. Libling)

Confronting Mortality, Huffington Post, Oct. 31, 2008, at http://www.huffingtonpost.com/rachel-barkow/confronting-mortality_b_139768.html

Electing Administrations, Not Just Presidents, Huffington Post, Oct. 13, 2008, at http://www.huffingtonpost.com/rachel-barkow/electing-administrations_b_134269.html

The Feminist Threat, Huffington Post, June 27, 2008, at http://www.huffingtonpost.com/rachel-barkow/the-feminist-threat_b_109619.html

BAR AND PROFESSIONAL ASSOCIATION MEMBERSHIP

- Member, District of Columbia Bar (1999-present) and Maryland Bar (1998, currently inactive status)
- Member, Bar of the Supreme Court of the United States
- Member, Bar of the United States Court of Appeals for the District of Columbia Circuit
- Member, American Law Institute (2008-present)
- Member, American Academy of Arts and Sciences (2019-present)

PROFESSIONAL ACTIVITIES

- Editorial Advisor, Wolters Kluwer (2016-present)
- Advisor Council, Harvard Law School Fair Punishment Project (2016-present)
- Selection Panel, Mellon Foundation, New Directions Fellowship (2018-present)
- Fellow, The Justice Collaborative Institute (2019-present)
- Board Member, Clemency Resource Center (2015-2016)
- Lecturer, Criminal Law and Procedure, Themis Bar Review (2010-2014)
- Lecturer, Criminal Law and Procedure, Emanuel Bar Review (2008-2009)
- Lecturer, Criminal Law, Law Preview (2007-2012)
- Advisor, Department of Justice Transition Team for President-elect Barack Obama (2008-Jan. 2009)
- Criminal Justice Policy Team and Law and Judiciary Committee, Barack Obama for President (2007-2008)
- Justice Policy Team, John Kerry for President (2004)

ACADEMIC ACTIVITIES

- NYU Society of Fellows (2019-present)
- Dean's Distinguished Scholar-in-Residence, Washington University School of Law (2018)
- Stanley M. Chesley Distinguished Visiting Professor of Law, University of Cincinnati Law School (2015)
- Member, Dean's Advisory Committee (2013-2014)
- Member, Dean Search Committee (2012-2013)
- Co-Chair, Academic Personnel Committee (2011-2012)

ACADEMIC ACTIVITIES (*cont'd*)

- Member, Academic Personnel Committee (2010-2011)
- Co-Director, Furman Scholars and Fellows Program (2006-2008)
- Chair, Clerkship Committee (2004-2005)
- Member, Clerkship Committee (2002-2004)
- Advisor, *New York University Law Review* (2003-2005)

PRESENTATIONS AND PANELS

“*Ramos v. Louisiana* and Nonunanimous Juries,” Supreme Court Forum, NYU School of Law, New York, NY, February 26, 2020

“Prisoners of Politics,” University of Richmond School of Law, Richmond, VA, February 21, 2020

“Prisoners of Politics,” New York University Society of Fellows, New York, NY, February 18, 2020

“Prisoners of Politics,” Nassau Presbyterian Church, Princeton, NJ, February 9, 2020

“Prisoners of Politics,” Lucid Book Talks, New York, NY, February 5, 2020

“Prisoners of Politics,” Eastern District of Pennsylvania Judges’ Lunch, Philadelphia, PA, January 8, 2020

Keynote, “Prisoners of Politics: Breaking the Cycle of Mass Incarceration,” Minnesota Law Review Symposium, Mass Incarceration as a Chronic Condition: Diagnosis, Prognosis, and Treatment, Minneapolis, MN, November 18, 2019

Assessing Compliance and Culpability in Corporate Cases and Beyond, Corporate Crime 20 Years After the Creation of Justice Department Prosecution Policy, Law and Contemporary Problems, Duke Law School, Durham, NC, November 7, 2019

Panel Discussion, “Examining the Evidence and Innovations: Pathways to Second Chances,” Fair and Just Prosecution District Attorney Convening, New Haven, CT, October 25, 2019

“Prisoners of Politics,” Board of Trustees Meeting, NYU School of Law, New York, NY, October 24, 2019

Moderator, “Freedom and Forgiveness: The Future of Federal Clemency Reform,” NYU Journal of Legislation and Public Policy, New York, NY, October 22, 2019

Final Remarks, “Prisoners of Politics: Breaking the Cycle of Mass Incarceration,” NYU Law Review and the Center on the Administration of Criminal Law, New York, NY, October 21, 2019

Concluding Reflections, “Exonerated: From Central Park to East Asia,” U.S.-Asia Law Institute, New York, NY, October 8, 2019

“Prisoners of Politics,” Criminal Justice Forum, Cleveland-Marshall College of Law, Cleveland, OH, September 24, 2019

“Criminal Justice and Injustice in One of the Most Imprisoned Democracies in the World: America,” Brooklyn Book Festival, Brooklyn, NY, September 22, 2019

“Impact Storytelling to Help End Mass Criminalization,” Zealous, Brooklyn, NY, September 20, 2019

“Prisoners of Politics,” University of Texas Faculty Workshop, Austin, TX, September 19, 2019

PRESENTATIONS AND PANELS (*cont'd*)

Moderator, "Defending Our Republic," NYU School of Law, New York, NY, September 12, 2019

"Prisoners of Politics," Office of the Appellate Defender, New York, NY, July 19, 2019

"Prisoners of Politics," Public Defender Services, Washington, DC, July 18, 2019

"Prisoners of Politics," Benefit for the Federal Defenders of New York Indigent Client Services Fund, New York, NY, July 17, 2019

"Prisoners of Politics," Families Against Mandatory Minimums, Pennsylvania Prison Society, American Civil Liberties Union of Pennsylvania, and Eastern State Penitentiary, Philadelphia, PA, July 15, 2019

"Prisoners of Politics," The Davis Vanguard, Davis, CA, July 10, 2019

"Prisoners of Politics," Federalist Society, Davis, CA, July 10, 2019

"Prisoners of Politics," Keynote Address, Federal Public Defender Conference, Bonita Springs, FL, June 28, 2019

"Prisoners of Politics," American Civil Liberties Union of Colorado, Denver, CO, June 24, 2019

"Prisoners of Politics," Office of the Colorado Attorney General, Denver, CO, June 24, 2019

"Prisoners of Politics," Federalist Society, Milwaukee, WI, June 20, 2019

"The Role of Mercy and Dignity in Criminal Justice: From Restoration to Clemency," Rewriting the Sentence 2019 Summit on Alternatives to Incarceration, The Aleph Institute, June 18, 2019

"Prisoners of Politics," Covington & Burling, Washington, DC, June 10, 2019

"Prisoners of Politics," Harvard Club, Philadelphia, PA, June 6, 2019

"Prisoners of Politics," Jenner & Block, New York, NY, May 22, 2019

"Prisoners of Politics," Symposium: After the First Step Act: What's Next in Criminal Justice Reform, Quattrone Center for the Fair Administration of Justice, University of Pennsylvania Law School, Philadelphia, PA, May 8, 2019

"Prisoners of Politics," The Raben Group, Washington, DC, May 6, 2019

"Prisoners of Politics," American Civil Liberties Union, Washington, DC, May 6, 2019

Moderator, Panel on Plea Bargaining and Sentencing, Progress and Challenges in Criminal Justice and National Security, Honoring Contributions by Professor Stephen Schulhofer, New York, NY, April 26, 2019

"Prisoners of Politics," NYU Hoffinger Criminal Justice Colloquium, New York, NY, April 22, 2019

"Prisoners of Politics," American Civil Liberties Union, New York, NY, April 16, 2019

"Prisoners of Politics," Harvard Criminal Justice Workshop, Harvard Law School, Cambridge, MA, April 17, 2019

"Prisoners of Politics," American Civil Liberties Union, New York, NY, April 16, 2019

PRESENTATIONS AND PANELS (*cont'd*)

“Prisoners of Politics,” American Constitution Society and The Criminal Law Society, Rutgers Law School, Newark, NJ, April 15, 2019

“Limitations of Progressive Prosecution – Where Do We Go From Here?,” Panel Discussion, Perspectives on Progressive Prosecution, Columbia Law School Criminal Justice Action Network, New York, NY, April 12, 2019

“Are Prosecutors Prisoners of Politics?,” Panel Discussion, John Jay College of Criminal Justice, New York, NY, April 11, 2019

Moderator, “Courts and Legislatures as Agents of Reform,” Conference on Plea Bargaining: Reforming An [Un]necessary Evil?, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, April 8, 2019

“Mass Incarceration and the First Step Act,” American Bar Association, Criminal Justice Section, Nashville, TN, April 6, 2019

“Prisoners of Politics,” Vanderbilt University Law School, Nashville, TN, April 6, 2019

“Prisoners of Politics,” The Federalist Society, Chicago, IL, April 5, 2019

“Prisoners of Politics,” Southern District of New York Judges’ Collegiality Lunch, New York, NY, April 2, 2019

Moderator, The Inaugural Kenneth P. Thompson Lecture on Race and Criminal Justice Reform, NYU School of Law, New York, NY, March 27, 2019

“Prisoners of Politics,” Cato Institute, Washington, DC, March 15, 2019

Commenter, Jorde Symposium, Locking Up Our Own: Crime and Punishment in Black America, New York, NY, March 14, 2019

“Prisoners of Politics,” PEN America Winter 2019 Authors’ Evening, New York, NY, March 12, 2019

“Prisoners of Politics,” Justice Roundtable, Google DC, Washington, DC, March 12, 2019

“Prisoners of Politics,” American Constitution Society, New York Law School, New York, NY, March 7, 2019

“Prisoners of Politics,” The Forum, NYU School of Law, New York, NY, March 6, 2019

“Prisoners of Politics,” Panel Discussion, NYU School of Law, New York, NY, February 21, 2019

Moderator, “Criminal Law Reform: Perspectives from Across the Justice System,” Center on the Administration of Criminal Law and the Public Interest Law Center, NYU School of Law, New York, NY, November 7, 2018

“Prisoners of Politics,” Faculty Workshop, St. John’s University School of Law, Jamaica, NY, October 24, 2018

“The Wholesale Problem with Congress,” Statutory Interpretation Seminar, University of Pennsylvania Law School, October 23, 2018

“Prisoners of Politics,” Galsworthy Fellowship Colloquium, King’s College, New York, NY, October 12, 2018

PRESENTATIONS AND PANELS (*cont'd*)

“Prisoners of Politics,” Faculty Workshop, Harvard Law School, Cambridge, MA, October 11, 2018

“Clemency: What It Was, What It Is, What It Can Be,” Panel Discussion, Justice Roundtable, George Washington University Law School, Washington, D.C., July 25, 2018

“Prisoners of Politics,” Public Law and Legal Theory Workshop, University of Chicago Law School, Chicago, IL, May 8, 2018

Commented on Jessica Eaglin, “The Rise of Recidivism Risk at Sentencing,” Criminal Justice Roundtable, Harvard Law School, Cambridge, MA, May 4, 2018

“Classical Liberal Criminal Law,” Conference Honoring Richard A. Epstein, University of Chicago Law School, Chicago, IL, April 21, 2018

Opening Remarks, Disrupting the Cycle: Mental Health Reforms in the Criminal Justice System, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, April 13, 2018

“A Conversation about Criminal Justice,” Question and Answer Session with Professor Dan Epps, Washington University School of Law, St. Louis, MO, April 5, 2018

“Prisoners of Politics,” Faculty Workshop, Washington University School of Law, St. Louis, MO, April 4, 2018

“The Wholesale Problem with Congress,” Legislation Roundtable, Fordham Law School, New York, NY, March 2, 2018

“Disrupting the Cycle: Reimagining the Prosecutor’s Role in Reentry,” Reentry Strategies for Prosecutors Briefing for Newly Elected Prosecutors, Fair and Just Punishment, New York, NY, February 16, 2018

“Scalia Speaks,” Roundtable Discussion, James Madison Program in American Ideals and Institutions, Princeton University, Princeton, NJ, December 7, 2017

“Scalia Speaks,” Panel Discussion, The Federalist Society 2016 National Lawyers Convention, Washington, DC, November 18, 2017

“Making Connections with *The Wire*,” University of Chicago Legal Forum Symposium: Law and Urban Institutions: Ten Years after *The Wire*, University of Chicago Law School, Chicago, IL (via Skype), November 3, 2017

“How to be an Influential Scholar,” Keynote Address, American Bar Association-American Association of Law Schools Criminal Justice Section Academic Roundtables, Washington, DC, November 2, 2017

“Designed to Fail: The President’s Deference to The Department of Justice in Advancing Criminal Justice Reform,” Faculty Workshop, Fordham Law School, New York, NY, October 12, 2017

“Designed to Fail: The President’s Deference to The Department of Justice in Advancing Criminal Justice Reform,” Faculty Workshop, Cardozo Law School, New York, NY, September 27, 2017

“Administrative Law and Criminal Justice,” Discussion Group, Southeastern Association of Law Schools Conference, Boca Raton, FL, August 3, 2017

PRESENTATIONS AND PANELS (*cont'd*)

Discussion with James Forman, Jr., Author of *Locking Up Our Own: Crime and Punishment in Black America*, The Forum, NYU School of Law, New York, NY, April 26, 2017

Panel Discussion on Mass Incarceration, Fifth Annual Weissberg Forum, New York University, Washington, DC, April 24, 2017

“The Obama Clemency Initiative,” *Pardon and Mercy: Theory and Praxis. A Multidisciplinary Perspective*, Universidad Autónoma de Madrid School of Law, Madrid, Spain, April 20, 2017

Discussion with Barry Friedman, Author of *Unwarranted: Policing Without Permission*, NYU School of Law, New York, NY, April 13, 2017

“Overseeing Agency Enforcement,” Yale Center for Private Law Seminar, Yale Law School, New Haven, CT, April 11, 2017

Toastmaster, Harvard Law Review Anniversary Banquet, Boston, MA, April 8, 2017

Introduction of Keynote Speaker Glenn E. Martin, Conference on *Disrupting the Cycle: Reforming Reentry*, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, April 7, 2017

Opening Remarks, *Disrupting the Cycle: National Prosecutors Reentry Roundtable*, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, December 2, 2016

“Justice Scalia and the Criminal Law,” Panel Discussion, The Federalist Society 2016 National Lawyers Convention, Washington, DC, November 17, 2016

“#ClemencyNOW Hope for the Holidays,” Panel Discussion, #cut50 and Google DC, Washington, DC, November 15, 2016

“Prisoners of Populism,” Barrock Lecture, Marquette University Law School, Milwaukee, WI, October 25, 2016

“A Career in Criminal Justice,” D.C. Circuit Law Clerk Summer Speaker Series, Washington, DC, August 16, 2016

“Looking Forward: Criminal Law’s Role,” Discussion Group, Southeastern Association of Law Schools Conference, Amelia Island, FL, August 4, 2016

“*Booker* After 10 Years: Making Sense of the Shift to Advisory Guidelines,” Discussion Group, Southeastern Association of Law Schools Conference, Amelia Island, FL, August 3, 2016

“Developments in Federal Sentencing,” Eastern District of New York Law Clerk Lunch, Brooklyn, NY, June 16, 2016

Panel Discussion, *Federal Role in Law Enforcement*, American Law Institute Annual Meeting, Washington, DC, May 18, 2016

“Rationalizing Criminal Law,” Criminal Justice Roundtable, Stanford Law School, Stanford, CA, April 29, 2016

“Rationalizing Criminal Law,” Center for the Study of Law and Society Speaker Series, University of California, Berkeley, School of Law, Berkeley, CA, April 18, 2016

PRESENTATIONS AND PANELS (*cont'd*)

“Judicial Review of Corporate DPAs: What Is the Standard?,” Panel Discussion, Federal Bar Council, New York, NY, April 6, 2016

“Reinvigorating the Clemency Power,” Board of Trustees Meeting, NYU School of Law, New York, NY, March 10, 2016

“Forum Choice in SEC Cases,” Panel Discussion, The Weil, Gotshal & Manges Roundtable, Yale Law School, New Haven, CT, March 4, 2016

“Overseeing Agency Enforcement,” Faculty Workshop, William & Mary Law School, Williamsburg, VA, December 10, 2015

“Overseeing Agency Enforcement,” Administrative Law Conference, American Bar Association Section of Administrative Law and Regulatory Practice, Washington, DC, October 29, 2015

“Charging and Pretrial Detention,” Roundtable To Develop a National Pretrial Research Agenda, John Jay College of Criminal Justice, New York, NY, October 26, 2015

“Settling White-Collar Crimes,” Panel Discussion, Symposium on Government Enforcement in the Financial Sector, The Columbia Law School Federalist Society, Columbia Law School, New York, NY, October 9, 2015

“Recent Supreme Court Sentencing Cases,” Supreme Court Reading Group, NYU School of Law, New York, NY, October 6, 2015

“A Quarter Century of DNA Exonerations: What Research Questions Remain?,” Conference on Wrongful Convictions and the DNA Revolution, Northeastern University School of Law, Boston, MA, September 25, 2015

Commented on Rob Smith and Ben Cohen, “What Does Innocence Have To Do With Cruel and Unusual Punishment?,” Northeastern University School of Law, Boston, MA, September 25, 2015

“Clemency and the Presidential Administration of Criminal Law,” Criminal Justice Roundtable, Yale Law School, New Haven, CT, May 2, 2015

“Clemency and the Presidential Administration of Criminal Law,” Colloquium on Courts and the Legal Process, Columbia Law School, New York, NY, April 16, 2015

Moderator, “Punishing Regulatory Offenses,” Conference on Regulatory Offenses and Criminal Law, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, April 14, 2015

“*Booker* at Ten: Recent Trends in Sentencing,” American Constitution Society, Columbia Law School, New York, NY, April 2, 2015

“Clemency and the Unitary Executive,” Faculty Colloquia, Temple University Beasley School of Law, Philadelphia, PA, February 26, 2015

“Criminal Law as Regulation,” Stanley M. Chesley Distinguished Visiting Professor of Law Public Lecture, University of Cincinnati College of Law, Cincinnati, OH, February 23, 2015

Moderator, Conversation on Urban Crime with Commissioner William Bratton, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, November 24, 2014

PRESENTATIONS AND PANELS (*cont'd*)

Moderator, "Wrongful Convictions," The NYU Law School Alumni Annual Fall Conference, NYU School of Law, New York, NY, November 12, 2014

"Current Developments in Federal Sentencing," Goldstock Criminal Law Lunch Group, NYU School of Law, New York, NY, October 7, 2014

"The Relationship Between Congress and the Court, The Constitution Annotated Symposium, The American Law Division, Congressional Research Service, Washington, DC, September 23, 2014

"Restructuring Clemency: The Cost of Ignoring Clemency and a Plan for Renewal," Criminal Procedure in the Spotlight: Theoretical, Constitutional, and Administrative Developments, University of Chicago Law School, Chicago, IL, May 30, 2014

Keynote, Criminal Law and the Administrative State: Defining and Enforcing Regulatory Crimes, Administrative Conference of the United States, Washington, DC, May 13, 2014

Commented on Caren Myers Morrison, "How Should We Enforce the Sixth Amendment? Looking Beyond the Criminal Defendant as Proxy," Criminal Justice Roundtable, Harvard Law School, Cambridge, MA, May 3, 2014

"Sentencing Law and Policy," Reunion 2014, NYU School of Law, New York, NY, April 26, 2014

Moderator, "The Future of Clemency," Conference on Mercy in the Criminal Justice System, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, April 15, 2014

Introduction of Keynote Speaker Preet Bharara, Conference on Deterring Corporate Crime: Effective Principles for Corporate Enforcement, NYU School of Law, New York, NY, April 4, 2014

"Addressing the Growing Crisis in the Federal Prison System," Panel Discussion, Department of Justice, Office of the Inspector General, Washington, DC, April 1, 2014

"Recent Supreme Court Sentencing Cases," Supreme Court Reading Group, NYU School of Law, New York, NY, March 24, 2014

"Justice Sotomayor and Criminal Justice in the Real World," A Symposium on Justice Sotomayor's First Five Years on the Supreme Court, The Yale Law Journal Online, New Haven, CT, February 3, 2014

"21st Century Checks and Balances for Agency Under- and Over-Enforcement," Administrative Law Panel: Executive Branch Gone Wild? 21st Century Checks and Balances, The Federalist Society 2013 National Lawyers Convention, Washington, DC, November 16, 2013

"Federalism and Criminal Law," The Federalist Society, Yale Law School, New Haven, CT, November 12, 2013

"Criminal Law as Regulation," Inaugural Lecture of the Segal Family Professorship of Regulatory Law and Policy, NYU School of Law, New York, NY, November 4, 2013

"The Danger of Stories in Criminal Law," TEDx Flatiron Salon, New York, NY, October 29, 2013

"Current Problems in Criminal Law," Panel Discussion, Institute of Judicial Administration, New York, NY, July 19, 2013

PRESENTATIONS AND PANELS (*cont'd*)

“The New Policing of Business Crime,” Berle V Conference on Capital Markets, the Corporation and the Asian Century, The Centre for Law, Markets and Regulation, University of New South Wales and The Adolf A. Berle, Jr. Center on Corporations, Law and Society, Seattle University School of Law, Sydney, Australia, May 13, 2013

Commented on Alexandra Natapoff, “Aggregation and Urban Misdemeanors,” Criminal Justice Roundtable, University of Chicago Law School, Chicago, IL, April 27, 2013

Moderator, “Today’s Supreme Court and Criminal Law,” Conference on Criminal Law and the Modern Court, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, April 19, 2013

“Professional Pathways Advising Session on Criminal Practice,” Panel Discussion, NYU School of Law, New York, NY, April 17, 2013

“The Criminal Regulatory State,” Conference on Theorizing the Modern Criminal System: Law and Sociology in Conversation, Loyola Law School, UCLA School of Law, and NYU School of Law, New York, NY, April 5, 2013

“Statutory Interpretation,” Admitted Students Day Class, NYU School of Law, New York, NY, April 5, 2013

“The Financial Crisis and the Revolving Door,” Panel Discussion, New York City Bar Association, New York, NY, February 12, 2013

“Regulatory State, Capture, and Financial Regulatory Reform,” Conference on The Political Economy of Financial Regulation, The George Washington University Law School, Washington, DC, February 7, 2013

“Considering Careers in Criminal Justice: Prosecution v. Defense,” NYU School of Law, New York, NY, February 4, 2013

“Prosecutorial Administration,” Criminal Theory Colloquium, NYU School of Law, New York, NY, January 28, 2013

“Exploring the Drug Court Alternative,” Conference on Exploding Prison Population and Drug Offenders: Rethinking State Drug Sentencing, Valparaiso, IN, November 9, 2012

“Overview of Criminal Law,” Sponsors for Educational Opportunity, Corporate Law Institute, New York, NY, August 7, 2012

“Current Problems in Criminal Law,” Panel Discussion, Institute of Judicial Administration, New York, NY, July 20, 2012

“William Stuntz, The Collapse of American Criminal Justice,” Roundtable Discussion, Law and Society Annual Conference, Honolulu, HI, June 8, 2012

Commented on Joshua Kleinfeld, “A Theory of Criminal Victimization,” Junior Faculty Forum, Hosted by Harvard, Stanford, and Yale Law Schools, Cambridge, MA, June 1, 2012

“Alternatives to Incarceration: The Use of ‘Drug Courts’ in the Federal and State Systems,” Panel Discussion, Federal Bar Council and NYU Center on the Administration of Criminal Law, New York, NY, May 21, 2012

PRESENTATIONS AND PANELS (*cont'd*)

Moderator, Judicial Panel on Sentencing, Levenson Foundation Symposium, Federal Bar Association, Washington, DC, May 10, 2012

Commented on Youngjae Lee, "Military Service, Culpability, and Blame," Criminal Justice Roundtable, Columbia Law School, New York, NY, May 4, 2012

Organizer, Conference on New Frontiers in Race and Criminal Justice, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, April 17, 2012

"Race, Sentencing and the Problem of Mass Incarceration," Panel Discussion, Conference on New Frontiers in Race and Criminal Justice, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, April 17, 2012

Commented on David Zaring, "The Interface Problem in Administrative Law," Administrative Law Roundtable, Columbia Law School, New York, NY, April 13, 2012

Moderator, "Fraud, Bribery, and Corruption: Are Corporate Cops Fighting a Losing Battle?," The Milbank Tweed Forum, NYU School of Law, New York, NY, April 4, 2012

"What Went Wrong with the Preemption Regulatory Framework," Panel Discussion, Consumer Financial Protection After Dodd-Frank: The New Legislation's Enhanced Enforcement Structure, City Bar of New York, New York, NY, March 8, 2012

"Introduction of Cyrus R. Vance, Jr.," Conversation on Urban Crime, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, February 2, 2012

"Sentencing Guidelines at the Crossroads of Politics and Expertise," *University of Pennsylvania Law Review* Symposium, "Sentencing Law: Rhetoric and Reality," Philadelphia, PA, October 29, 2011

"The Need for Cost-Benefit Analysis in Criminal Justice Reform," Panel Discussion, Society for Benefit-Cost Analysis, Washington, DC, October 21, 2011

"Overview of Criminal Law," Sponsors for Educational Opportunity, Corporate Law Institute, New York, NY, July 28, 2011

"Current Problems in Criminal Law," Panel Discussion, Institute of Judicial Administration, New York, NY, July 15, 2011

"Defining White-Collar Crime and the Scope of the White-Collar Crime Problem," The Committee on Law and Justice, National Academy of Sciences, Washington, DC, June 10, 2011

"Life Without Parole and the Hope for Real Sentencing Reform," Faculty Workshop, Temple University Beasley School of Law, Philadelphia, PA, February 28, 2011

"Life Without Parole and the Hope for Real Sentencing Reform," Faculty Workshop, NYU School of Law, New York, NY, February 7, 2011

"Life Without Parole and the Hope for Real Sentencing Reform," Conference on Life Without Parole: America's New Death Penalty, Amherst College, Amherst, MA, December 4, 2010

PRESENTATIONS AND PANELS (*cont'd*)

Commented on Marie Gottschalk, "Life Sentences and Penal Reform," Conference on Life Without Parole: America's New Death Penalty, Amherst College, Amherst, MA, December 4, 2010

"Insulating Agencies: Avoiding Capture Through Institutional Design," Yale Law Women Workshop, Yale Law School, New Haven, CT, October 28, 2010

"Insulating Agencies: Avoiding Capture Through Institutional Design," Furman Scholars Workshop, NYU School of Law, New York, NY, September 23, 2010

"Crime and Punishment: The Costs and Benefits of Criminal Justice Policy," Panel Discussion, Institute for Policy Integrity, New York, NY, September 15, 2010

"Originalism and Criminal Law," Discussion with Professor Stephanos Bibas, Federalist Society of NYU, New York, NY, September 8, 2010

"On Becoming a Law Student," Orientation, NYU School of Law, New York, NY, August 26, 2010

"Overview of Criminal Law," Sponsors for Educational Opportunity, Corporate Law Institute, New York, NY, July 28, 2010

"Current Problems in Criminal Law," Panel Discussion, Institute of Judicial Administration, New York, NY, July 16, 2010

"Federal Sentencing at a Crossroads: A Call for Leadership," Panel Discussion, Federal Bar Council and NYU Center on the Administration of Criminal Law, New York, NY, May 24, 2010

"Competition and Cooperation Within the State," Panel Discussion, Conference on Allocating Prosecutorial Power, NYU Center on the Administration of Criminal Law, New York, NY, April 23, 2010

"Rethinking the Administration of Criminal Justice," Admitted Students Day Talk, NYU School of Law, New York, NY, April 9, 2010

"Scholarship in the Public Interest," Panel Discussion, Leaders in the Public Interest Series, NYU School of Law, New York, NY, March 22, 2010

"Financial Reform Is Essential for Economic Recovery," Panel Discussion, National Community Reinvestment Coalition, Washington, DC, March 12, 2010

"Does the United States Incarcerate Too Many People?" Panel Discussion, NYU School of Law, New York, NY, March 10, 2010

"Federalism and Criminal Law: What the Feds Can Learn from the States," Public Law Workshop, Columbia Law School, March 5, 2010

"The Roberts Court: A View from the Supreme Court Bar and the Academy," Panel Discussion, Institute of Judicial Administration, New York, NY, February 19, 2010

"Designing a Consumer Financial Protection Agency," Conference on Regulating Consumer Financial Products, Federal Reserve Bank of New York and NYU School of Law, New York, NY, January 6, 2010

PRESENTATIONS AND PANELS (*cont'd*)

“Organizational Guidelines for the Prosecutor’s Office,” Symposium on New Perspectives on *Brady* and Other Disclosure Obligations, Benjamin N. Cardozo School of Law, New York, NY, November 15, 2009

“The Supreme Court’s New Term (and New Justice),” Panel Discussion, NYU School of Law, New York, NY, October 21, 2009

“Sentencing Law and Policy,” Family Day, NYU School of Law, New York, NY, Oct. 18, 2009

“Overview of Criminal Law,” Sponsors for Educational Opportunity, Corporate Law Institute, New York, NY, July 30, 2009

“*Boyle v. United States*,” Podcast Discussion, Federalist Society, July 7, 2009

“Regulation by Prosecutors: Competing Regulators,” Panel Discussion, Conference on Regulation by Prosecutors, Center on the Administration of Criminal Law, NYU School of Law, New York, NY, May 8, 2009

“The Prosecutor as Regulatory Agency,” Criminal Justice Roundtable, University of Chicago Law School, Chicago, IL, May 1, 2009

“The Court of Life and Death: The Two Tracks of Constitutional Sentencing Law and the Case for Uniformity,” Faculty Workshop, Cornell Law School, Ithaca, NY, April 17, 2009

“Prosecutorial Activism,” Faculty Workshop, NYU School of Law, New York, NY, April 6, 2009

“The Politics of Forgiveness: Reconceptualizing Clemency,” ABA Commission on Effective Criminal Sanctions Roundtable on “Second Look” Sentencing Reforms, Washington, DC, December 8, 2008

“The Court of Life and Death: The Two Tracks of Constitutional Sentencing Law and the Case for Uniformity,” Faculty Workshop, George Washington University Law School, Washington, DC, October 20, 2008

Commented on Stuart Chinn, “The Supreme Court as Regime Stabilizer,” Justin Crowe, “Amendments as Causes,” Willy Forbath, “Courting the State,” and Karen Orren, “Crime and American Constitutional Development,” American Constitutional Development Conference, Harvard Law School, Cambridge, MA, October 17, 2008

“Institutional Design and the Policing of Prosecutors: Lessons from Administrative Law,” Faculty Workshop, Harvard Law School, Cambridge, MA, October 6, 2008

“The Court of Life and Death: The Two Tracks of Constitutional Sentencing Law and the Case for Uniformity,” NYU Summer Brown Bag Series, New York, NY, August 7, 2008

“Elections and the Courts: *Bush v. Gore* and the 2000 Presidential Election Revisited,” Panel Discussion, NYU School of Law Roundtable, Florence, Italy, July 15, 2008

“Institutional Design and the Policing of Prosecutors: Lessons from Administrative Law,” Law and Politics Workshop, University of Chicago Law School, Chicago, IL, May 6, 2008

Commented on Marie-Eve Sylvestre, “Rethinking Criminal Responsibility for Poor Offenders and Criminal Law Reform in Light of Sociological Evidence,” Criminal Justice Roundtable, Harvard Law School, Cambridge, MA, May 2, 2008

PRESENTATIONS AND PANELS (*cont'd*)

“Sentencing Theories,” Panel Discussion, Federal Bar Council, Nevis, West Indies, February 1, 2008

“An Administrative Law Paradigm for Criminal Justice,” NYU Hoffinger Criminal Justice Colloquium, New York, NY, November 27, 2007

Young Law Professor Meeting on the Future of the American Law Institute, Roundtable Discussion, American Law Institute Invitational Conference, Montchanin, DE, October 27, 2007

Moderator, Conference on Prosecuting Terrorism, The Center on Law and Security, NYU School of Law, New York, NY, October 10, 2007

“The Process of Publishing a Law Review Article,” Lecture to Prospective Teaching Candidates, NYU School of Law, New York, NY, October 5, 2007

“Thurgood Marshall,” Speech to the Thurgood Marshall Class of LLM’s, NYU School of Law, NYU School of Law, New York, NY, August 27, 2007

“Sentencing and Incarceration,” Institute of Judicial Administration Training and Education Program for the Chinese Judiciary, New York, NY, July 30, 2007

“Current Issues in Criminal Law,” Panel Discussion, Institute of Judicial Administration, New York, NY, July 10, 2007

“Adjudication Without Representation? Exploring the Lack of Diversity Among Supreme Court Clerks,” Panel Discussion, NYU School of Law, New York, NY, January 29, 2007

“Current Issues in Criminal Law,” Panel Discussion, Institute of Judicial Administration, New York, NY, July 12, 2006

“Delegating Punitive Power: The Political Economy of Sentencing Commission and Guideline Formation,” Criminal Justice Roundtable, University of Chicago Law School, Chicago, IL, May 12, 2006

“Separation of Powers and the Criminal Law,” Constitutional Theory Conference, Philadelphia, PA, April 7, 2006

“Federal Sentencing After *United States v. Booker*: One Year Later,” New York City Bar Panel Discussion, New York, NY, March 2, 2006

“Delegating Punitive Power: The Political Economy of Sentencing Commission and Guideline Formation,” *Texas Law Review* Symposium, “Punishment Law and Policy,” The University of Texas School of Law, Austin, TX, February 4, 2006

Commented on Susan Klein, “Enhancing the Judicial Role in Criminal Plea and Sentence Bargaining,” *Texas Law Review* Symposium, “Punishment Law and Policy,” The University of Texas School of Law, Austin, TX, February 4, 2006

“Separation of Powers and the Criminal Law,” University of Chicago Law School Constitutional Law Workshop, Chicago, IL, January 5, 2006

“Separation of Powers and the Criminal Law,” American Association of Law Schools, Section on Criminal Justice Lunch, Washington, DC, January 4, 2006

PRESENTATIONS AND PANELS (*cont'd*)

“Originalists, Politics, and Criminal Law on the Rehnquist Court,” *George Washington Law Review* Symposium, “The Legacy of the Rehnquist Court,” George Washington University Law School, Washington, DC, October 28, 2005

“Separation of Powers and the Criminal Law,” Faculty Workshop, Emory School of Law, Atlanta, GA, October 19, 2005

“The Future and Force of the Guidelines,” Panel Discussion, Federal Judicial Center, Workshop for Judges of the First and Seventh Circuits, Chicago, IL, September 29, 2005

Co-Organizer, Junior Criminal Law Professors’ Gathering, George Washington University Law School, Washington, DC, July 28, 2005

“Current Issues in Criminal Law,” Panel Discussion, Institute of Judicial Administration, New York, NY, July 14, 2005

“Influences on Federal Sentencing Policy: Post *Booker*,” Panel Discussion, Federal Judicial Center, National Sentencing Policy Institute, Washington, DC, July 11, 2005

“Separation of Powers and the Criminal Law,” NYU Summer Brown Bag Series, New York, NY, June 2, 2005

“Separation of Powers and the Criminal Law,” May Gathering of Law School Junior Faculty, Georgetown University Law Center, Washington, DC, May 16, 2005

Commented on William J. Stuntz, “The Political Constitution of Criminal Justice,” Criminal Justice Roundtable, Harvard Law School, Cambridge, MA, May 14, 2005

“Federalism and the Politics of Sentencing,” New York Junior Faculty Colloquium, Fordham Law School, New York, NY, April 29, 2005

Moderator, “Global Rules for National Administrative Law,” NYU Global Administrative Law Conference, New York, NY, April 22, 2005

“Justice Scalia’s Criminal Law Jurisprudence,” *NYU Annual Survey of American Law* Dedication Ceremony, New York, NY, April 12, 2005

“The Future of Federal Sentencing After *Booker/Fanfan*,” *Harvard Journal on Legislation* Symposium, “Criminal Sentencing at the Crossroads,” Harvard Law School, Cambridge, MA, March 3, 2005

“The Future of Federal Sentencing After *Booker/Fanfan*,” American Constitution Society, NYU School of Law, New York, NY, February 16, 2005

“Administering Crime,” Advanced Criminal Law Seminar, Fordham University Law School, New York, NY, February 15, 2005

“Federalism and the Politics of Sentencing,” Faculty Workshop, NYU School of Law, New York, NY, January 31, 2005

“Federalism and the Politics of Sentencing,” *Columbia Law Review* Symposium, “Sentencing: What’s at Stake for the States?,” Columbia Law School, New York, NY, January 22, 2005

PRESENTATIONS AND PANELS (*cont'd*)

“*Blakely* and the Future of the Federal Sentencing Guidelines,” Board of Trustees Meeting, NYU School of Law, New York, NY, December 10, 2004

“Administering Crime,” Faculty Workshop, George Washington University Law School, Washington, DC, November 12, 2004

“The Media and the Democratic Process,” Panel Discussion on the 2004 Election, NYU School of Law, New York, NY, October 28, 2004

“Administering Crime,” Public Law Colloquium, Harvard Law School, Cambridge, MA, September 16, 2004

“*Blakely* and the Future of the Federal Sentencing Guidelines,” Goldstock Criminal Law Lunch Group, NYU School of Law, New York, NY, September 8, 2004

“*Blakely* and the Model Penal Code Revisions on Sentencing,” National Association of Sentencing Commissions Conference, Santa Fe, NM, August 16, 2004

“Administering Crime,” Faculty Workshop, University of Notre Dame Law School, Notre Dame, IN, April 16, 2004

“Guantanamo: The Supreme Court Case and the Extent of U.S. Power Over “Illegal Combatants” – What Will it Mean?” Panel Discussion, Center on Law and Security, NYU School of Law, New York, NY, February 4, 2004

Commented on Christine Harrington & Umut Turem, “Neoliberal Regulatory Regimes and State Legitimation Crises,” Law and Society Workshop, NYU Law and Society Program, New York, NY, November 21, 2003

“A Review of the Supreme Court’s 2002 Term Criminal Law Cases,” Institute of Judicial Administration Panel at the American Bar Association Annual Meeting, San Francisco, CA, August 11, 2003

“Politics, Federalism, and Sentencing Reform,” NYU Summer Brown Bag Series, New York, NY, July 1, 2003

Moderator, Drug Law Symposium, NYU School of Law, New York, NY, April 15, 2003

“A Tale of Two Agencies: A Comparative Analysis of FCC and DOJ Review of Telecommunications Mergers,” Antitrust in the Information Age Symposium, University of Chicago Law School Legal Forum, Chicago, IL, October 29, 1999