

CURRICULUM VITAE

PROFESSOR JOSÉ FELIPÉ ANDERSON
UNIVERSITY OF BALTIMORE SCHOOL OF LAW
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ACADEMIC PROFESSIONAL HISTORY:

Professor of Law, University of Baltimore School of Law (Fully Promoted with Tenure) Spring 2001
- present

- Faculty Advisor, Litigation and Advocacy Concentration
- Chair, Career Services Committee
- Law School Admissions Committee
- University of Baltimore, Faculty Senator (Faculty Elected)
- American Association of Law Schools House of Representatives Member (Faculty Elected)
- Member, University of Baltimore President's Search Committee 2001
- Member, University of Baltimore Dean's Search Committees 2000 and 2012
- Member, Shared Governance Task Force 2014 - 2017

Founding Director, Snyder Center for Litigation Skills and *Professor of Law*, University of Baltimore School of Law 2001-2008 - Established an elite "Litigation Fellows" training program in cooperation with the American College of Trial Lawyers (Maryland Chapter) for select law school students enhancing professional skills and upholding the highest ethical standards. Hosted annual "Litigation Week" events featuring national speakers on litigation trends.

Adjunct Professor of Legal Studies and Business Ethics, University of Pennsylvania, The Wharton School 2003-present - Multi-year affiliated faculty appointment by the University of Pennsylvania Board of Trustees teaching constitutional law/equal protection and business ethics courses.

Research Associate, Shaefer Center for Public Policy, University of Baltimore, 2020 - Present (Provided public policy research on criminal justice and related issues for the Maryland legislature).

Director, Litigation Skills Programs, University of Baltimore School of Law 1999-2001.

Associate Professor of Law, University of Baltimore School of Law 1998-2001 (awarded tenure

1998).

Assistant Professor of Law, University of Baltimore School of Law 1994-1998.

(Awarded a competitive Maryland Higher Education Commission Henry C. Welcome Fellowship grant to support new minority tenure track faculty members).

Visiting Assistant Professor of Law, University of Baltimore School of Law 1993-1994.

Legal Writing and Appellate Advocacy Professor, University of Baltimore School of Law 1989-1993.

Adjunct Professor, Dundalk Community College, Paralegal Program 1986-1990.

Classes Taught: Advanced Trial Advocacy, Criminal Law, Constitutional Criminal Procedure, Litigation Process, Recent Supreme Court Decisions, Torts, Race, Diversity and the Law, Legal Analysis Research and Writing Program, Forensic Litigation, Appellate Advocacy, Responsibility in Business (Professional Responsibility for Wharton School's Master of Business Administration Program).

Director, Baltimore City Police Officer Training Pilot Program in Courtroom Testimony 2006-2008.

Faculty Member, National Judicial College, Reno, Nevada (Fourth Amendment focus)

Co-Director, University of Baltimore School of Law Criminal Practice Clinic – 1999.

Co-Director, University of Baltimore School of Law Appellate Practice Clinic - 1991-1993.

Professional Honors:

University of Pennsylvania, The Wharton School Teaching Award 2018, 2019, 2021 (Selected by Provost's office).

Elected Member, American Law Institute 2002.

University System of Maryland Board of Regents Award for teaching/mentoring. (State Higher Education System's highest honor) for developing the "Litigation Fellows Program" public/private partnership with the Maryland chapter of the American College of Trial Lawyers) (2006).

Maryland Bar Foundation Professional Excellence Award “Advancing Unpopular Causes” (For the representation of capital inmate Eugene Colvin-el and obtaining executive clemency from then Governor of Maryland Parris Glendening (2000) (Foundation’s Highest Honor).

Member, The Hon. James McGill American Inns of Court (Inducted 2018, Howard County, Maryland).

National Judicial College (Reno, Nevada) Faculty Recognition for Five Years of Teaching Service 2011.

Chair, American Association of Law School Section on Defamation and Privacy, 2007-2008.

Chair, American Association of Law Schools Litigation Section, January 2013-2014.

Executive Committee, American Association of Law Schools Evidence Section, 2019 – 2020.

Executive Committee, American Association of Law Schools Litigation Section, January 2010 - 2015.

Board Member, Maryland State Board of Master Electricians 2018- Present (Appointed by Governor Larry Hogan and confirmed by the State Senate).

Executive Committee, University of Baltimore Faculty Senate 2009 – 2016. (Elected by law school faculty in lieu of a faculty President according to its governance bylaws).

Senior Fellow, University of Baltimore Center for International and Comparative Law.

Black Law Students Association Distinguished Faculty Award, 1992, 1993, 2002.

Citation for Public Service, The General Assembly of Maryland (2015).

Fellow, Maryland Bar Foundation 2000.

Who's Who in American Law 1998.

Henry C. Welcome Fellowship, Maryland Higher Education Commission

Outstanding Young Men of America 1984.

Member, American Bar Association 1984 – Present

Non-Academic Professional Background:

Special Assistant Public Defender, Maryland State Public Defender's Office, 1991-1993
Counsel to Stephen E. Harris Public Defender for Maryland. Provided legal guidance and strategy in civil litigation against the agency in consultation with the state Public Defender and Office of the Maryland Attorney General. Developed and directed statewide complex litigation strategies developed litigation policy, evaluated legislation for impact on staff resources for 500+ lawyer 800+ 30+ million-dollar employee government agency. Part of the agency's Executive Management Team.

Supervising Attorney, Appellate Division, Maryland State Public Defender's Office, supervised appellate staff attorneys. Engaged in training, hiring, and performance evaluation 1991-1992.

Assistant Public Defender, Appellate Division, Maryland State Public Defender's Office, 1985-1991- Conducted extensive appellate litigation in Maryland appellate courts and the United States Supreme Court, primarily defending major felony and capital clients, including jury trial level litigation on complex legal issues having agency wide impact. Several hundred appeals litigated resulting in over 75 reported decisions, 35 Maryland Court of Appeals appearances with 23 such occasions resulting in favorable relief for the client in Maryland's highest court.

Private Practice of Law – Russell and Thompson P.A. (Merged with DLA Piper 1986) – Summer Associate – Contract Attorney (1983-1986).

Litigation Consultant / Expert Witness – 1993- Present.

Jose' F. Anderson, Attorney at Law - Civil Litigation, Appellate Litigation, Litigation Consultant 1985-1991.

Law Clerk, Office of the Attorney General for Maryland, Licensing and Regulation Division. Summer – Fall 1982.

Corporate Internship Program - The General Electric Company Summer 1978, 1979, 1981, Columbia, Maryland Major Products Division.

Legal Intern - Legal Aid Bureau of Baltimore, Housing Law Center, (Winter/Spring Semesters 1979 as part of UMBC Legal Internship Program).

Bar Memberships and Law Licenses

State of Maryland, Court of Appeals

United States Court of Appeal for the Fourth Circuit

United States Supreme Court

BOOKS AND ARTICLES:

Books and Book Chapters:

Genius for Justice: Charles Hamilton Houston and the Reform of American Law (2021 Carolina Academic Press ISBN 978-1-59460-985-5).

Criminal Law: Cases, Commentary and Questions, Carolina Academic Press (with Patricia Mell, Former Dean of the John Marshall School of Law in Chicago, Illinois), (2007).

Perspective on the Economic and Cultural Effects of Obesity Litigation: Lessons from Pelman v. McDonalds, published in “*Obesity, Business and Public Policy*”, Editors Zoltan J. Acs and Alan Lyles, Edward Elger Publisher (Northampton, Mass) p. 206 (2007) (book chapter).

Law Journal Articles:

Urban Trauma Drama: The Intersecting Path of Criminal Justice and Public Health Revealed During the Covid-19 Pandemic, 14 *Journal of Health Law and Policy* 515 (2021) (Saint Louis University School of Law, Special Issue on Health Equity and Justice Challenges of the COVID 19 Pandemic).

Privacy, Technology and the Fourth Amendment: The Future and the Shock, 29 *Widener Commonwealth L. Rev.* 43 (2020) (Law Review Symposium: Search, Seizure and Smartphones: A View of the Fourth Amendment through Today's Lens).

Constitutional Dilemmas on the Corporate Regulatory and Criminal Justice Arc, 14 *Charleston L. Rev.* 375 (2020).

From Fugitives to Ferguson: Repairing Historical and Structural Defects in Sanctioned Use of Deadly Force, 49 *Wash. U. J.L. & POL'Y* 63 (2015).

Law is Coercion: Revisiting Judicial Power to Provide Equality in Public Education, 68 *Arkansas L. Rev.* 83 (2015).

Simulating the Litigation Experience: How Mentoring Law Students in Local Cases Can Enrich Training for the Twenty First Century Lawyer, 33 *Review of Litig.* 799 (2014) (University of Texas, Austin School of Law).

Maryland Legal Aid Bureau: Decades of Service and Reform, 72 *Maryland Law Review* 1133 (2013).

Big Brother or Little Brother? Surrendering Seizure Privacy for the Benefits of Communication Technology, 81 *Miss.L. J.* 895 (2012).

Punitive Damages vs. The Death Penalty: In Search of a Unified Approach to Jury Discretion and Due Process of Law, 79 *Univ. of Missouri-Kansas City L. Rev.* 633 (2011).

The Viability of Multi-Party Litigation as a Tool for Social Engineering Six Decades after the Restrictive Covenant Cases, 42 *McGeorge L. Rev.* 765 (2011).

Freedom of Association, the Communist Party and the Hollywood Ten: The Forgotten First Amendment Legacy of Charles Hamilton Houston, 40 *McGeorge L. Rev.* 25 (2009).

“*Standing on Shaky Ground: Short Sighted Supreme Court Jurisprudence in a High Technology World.*” 34 no. 4, *Search and Seizure Law Report* p. 25 (2007) (West/Thomson, publisher).

The Criminal Justice Principles of Charles Hamilton Houston: Lessons in Innovation, 35 *University of Baltimore Law Rev.* 313 (2006).

Reflections on Standing: Challenges to Searches and Seizures in a High Technology World, 75 *Miss. L. J.* 1099 (2006).

Accountability Solutions in the Consent Search and Seizure Wasteland, 79 *NEBRASKA L. REV.* 711 (2000).

When the Wall Has Fallen: Decades of Failure in the Supervision of Capital Juries, (Symposium on Capital Punishment) 26 *OHIO NORTHERN LAW REVIEW*, 741 (2000) (LEAD ARTICLE).

A Tribute to Judge A. Leon Higginbotham; Who Will Carry the Baton? (with F. Michael Higginbotham, as part of a symposium), 33 *LOYOLA L.A. L. REV.* 1015 (2000).

Catch Me If You Can! Resolving the Ethical Tragedies in the Brave New World of Jury Selection, 32 *NEW ENGLAND LAW REVIEW* 343 (1998) (Lead article).

Will the Punishment Fit the Victims? The Case for Pre-Trial Disclosure, and the Uncharted Future of Victim Impact Information in Capital Jury Sentencing, 28 *RUTGERS L. J.* 367 (1997).

Book Review: Shades of Freedom, Racial Politics and the Presumption of the American Legal

Process, 26 U. BALT. L. REVIEW 565 – 581 (1997).

Perspectives on Missouri v. Jenkins: Abandoning the Unfinished Business of Public-School Desegregation with All Deliberate Speed, 39 HOWARD LAW JOURNAL 693 (1996).

Criminal Jury Reform in the United States: Assisting the Search for Truth or an Escalating Attack on the Role of the Citizen Juror? 2 JOURNAL OF CONTEMPORARY LEGAL ISSUES OF LAW 33 (1996).

The Residual Hearsay Exceptions: Maryland's Lukewarm Welcome (with the Honorable Howard Chasanow) 24 U. BALT. L. REVIEW 1 (1994) (Lead article).

Other Publications:

What Will Protect Us from The Protector's? The Civil Rights Paradox of Qualified Immunity, *Trial Reporter*, Maryland Association for Justice Spring 2021 p.8.
Jose' Felipe' Anderson and F. Michael Higginbotham.

Trumping the Court, *Baltimore/Washington Afro-American*, February 4, 2017.

Voting Rights in Black and White, *Baltimore/Washington Afro-American*, August 3, 2016.

Maryland Lawyers Who Helped Shape the Constitution: Father of Freedom - Charles Hamilton Houston, *Maryland Bar Journal*, Vol. 44, No. 4, pp. 4-11, July/August 20, 2011.

Obama's Second Chance to Make History, *Baltimore/Washington Afro-American*, Vol. 117, No. 42, p. A8, May 27, 2009.

Judge Blake Issued a Bold, Risky and Wise Opinion, October 23, 2013, *Baltimore/Washington Afro-American*.

Historic Ricci v. DeStefano Supreme Court Decision May Cripple Work Place Affirmative Action, *Baltimore/Washington Afro-American*, July 9, 2009.

New Secretary of State Stands on the Shoulders of Ralph Bunch, *The Daily Record*, February 5, 2005.

Disappearing Acts: The Loss of Political Power in Post-Reconstruction America: National Black Law Student Association Magazine. March 2004, p.25.

Marshall's Marbury v. Madison: 200 Years in the Balance, *The Daily Record*, February 22, 2003.

The Politics of Voting Rights and the Legacy of Baker v. Carr, The Daily Record, March 26, 2002.

*The Burdens and Benefits of the American Jury, 34 Md. Bar Journal
30 (2001).*

SELECTED PROGRAMS AND PRESENTATION:

Invited Speaker, Baltimore Legal History Museum and the Baltimore City Bar Historical Committee), Charles Hamilton Houston and the Baltimore City Public Golf Course “Jim Crow” Discrimination Cases. December 2, 2021 (Webinar Via Zoom).

Moderator, University of Baltimore Law Review Webinar, Policing Misdemeanors, Is our Current System Enough... Or Too Much? November 22, 2021 (Virtual panel discussion of the harmful outcomes of mass misdemeanor arrests on individuals ranging from employment, immigration and other collateral consequences).

Panelist, “The Future of Policing” Inaugural event for the University of Baltimore Center for Criminal Justice Reform, Thursday, Nov. 18, 2021.

Invited Speaker, International Association of Electrical Inspectors, Perspectives on Legal Liability for Electrical Injuries, November 17, 2021 (Continuing Legal Education Program, Via Zoom).

Invited Speaker, “Thurgood Marshall, Charles H. Houston and the Maryland Professional School Legal Battle that Changed the Nation,” July 21, 2021 Baltimore Bar Library, Clarence Mitchell Courthouse, 100 N. Calvert St., Baltimore, Maryland.

Appointed Lecturer, Johns Hopkins University Mini - Law School Program, Krieger School of Arts and Sciences: An examination of the United States Supreme Court Jury Selection Decision of *Batson v. Kentucky* (1986). April 10, 2021.

Panelist, The Conference Committee of the University of Pennsylvania Black Penn Pre-Law Association Affirming Affirmative Action: The Black Undergraduate Experience. (Panel participant with Dr. Brian Peterson, Dr. Camille Charles, Vice-Provost, Rev. Charles L. Howard, April 7, 2021.

Guest panelist, Perspectives on Justice: Podcast of the Judge Alexander Williams, Jr. Center for Education, Justice and Ethics, (University of Maryland, College Park) Tuesday, March 30. 2021. A roundtable discussion with myself and two political science professors, one from Morgan State University and one from Howard University, to offer perspectives on the historical current events, from the Capitol insurrection, police reform and the almost \$2 Trillion-dollar stimulus package.

Panelist, University of Pennsylvania, Wharton Business Law Association. October 21, 2020, "The legacy of Justice Ruth Bader Ginsburg (RBG) and the potential impact of the new Supreme Court nominee Amy Coney Barrett." (Invited panel speaker, via zoom)

Speaker, Harvard University Law School, 125th Birthday Celebration for Dr. Charles H. Houston, Invited Guest by Professor Randall Kennedy, September 3, 2020 (Via Zoom).

Panel Moderator, PBS Premiere Film Screening, “*Summoned, Frances Perkins and the General Welfare*,” University of Pennsylvania, co-sponsored by Wharton Women and the Penn Media and Entertainment Club. January 24, 2020.

Moderator, American Association of Law Schools, The Opioid Epidemic and its Evidentiary Challenges, Annual Meeting January 5, 2020.

Invited Speaker, Overview of the Fourth Amendment Regarding K-9 Dog Searches, Maryland Judicial Conference, Grand Hyatt in Cambridge, Maryland May 23, 2019.

Keynote Panelist, National Legal Aid and Defender Association (NLADA) annual meeting, May 6, 2019, Baltimore, Maryland Opening Plenary: The Role of Black Public Defenders in Shaping Justice.

Invited Panelist, April 4, 2019, University of Baltimore School of Law to celebrate Prof. John Bessler’s book, *The Baron and the Marquis: Liberty, Tyranny, and the Enlightenment Maxim That Can Remake American Criminal Justice* (Carolina Acad. Press 2019). (Panel with Prof. Michael Higginbotham, and Brian Saccenti, Assistant Maryland Public Defender).

Invited Speaker: “*Search and Seizure Technology and the Future*,” Widener Commonwealth Law Review Symposium on the Fourth Amendment, April 5, 2019.

Invited Speaker: *Racial Resentment in Politics: Commentary of the Trump Appointments and the Federal Judiciary* 4th. National People of Color Legal Scholarship Conference (NPOC) March 23, 2019, at American University Washington College of Law in Washington, D.C.

Invited Panelist, Conversations with Civil Rights Survivors, February 24, 2019, First Apostolic Faith Church Legacy Scholarship Committee, Baltimore, Maryland.

Invited Speaker: The History of Bar Associations in Diversifying the Legal Profession, Baltimore City Bar Association February 18, 2018.

Invited Speaker, "The History of Bar Associations in Diversifying the Legal Profession" June 21, 2018 at Kalijarvi, Chuzi, Newman & Fitch, P.C., 818 Connecticut Avenue, NW, Suite 1000, Washington, D.C. 20006.

Moderator, Maryland Chamber of Commerce Policy Summit Forum panel on the Job Opportunity Task Force, and the offender Re-Entry Project. September 20, 2018, Columbia, Maryland.

Invited Panelist, Judge Roszel C. Thomsen Lecture, Goucher College, Towson, Maryland Panel discussion: “*Your Justice, Your Rights... Your Responsibility*.” April 26, 2018.

Speaker and Program organizer, Symposium on Judicial Elections in Maryland; with the Judge Alexander Williams, Jr. Center for Education, Justice and Ethics (University of Maryland, College Park); the University of Baltimore School of Law; and the Maryland State Bar Association for a symposium on judicial elections in Maryland on perspectives from legal scholars and prominent members of the bench, bar and legislature on the controversial topic of contested judicial elections. October 21, 2016. (Baltimore, Maryland).

Film Screening and Commentary on the PBS Documentary “*Mr. Civil Rights: Thurgood Marshall and the NAACP*” with producer Mick Caouette on Monday April 4th 2016. A panel discussion with Mick Caouette, Dr. Camille Charles (Director, Center for Africana Studies), Professor Leland Ware (University of Delaware), Sponsored by the University of Pennsylvania Cinema Studies Program, Africana Studies Department, and The Wharton School.

Keynote Speaker, Midwestern Grand Boule (Oldest African American Professional Fraternal Organization in the Nation) civil rights educational session of Sigma Pi Phi's (The Boule's) Northeast Regional Conference beginning on Friday, September 11, 2015 at the Baltimore Waterfront Marriott. The title of the session is (Keynote Speaker) "No More Time for Foolishness": Protecting the Civil Rights of African Americans in the 21st Century.

Keynote Speaker, Annual CLE program for the Public Defenders Association of the United States Virgin Islands on the Fourth Amendment, Criminal Justice and the Supreme Court. November 19-20, 2015.

Invited Speaker, Federal Bar Association Appellate Advocacy Conference. “From the Podium to Pen,” United States District Court for the District of Maryland, May 28th 2015.

Panelist, American Association of Law Schools Annual Meeting Hot Topic Program: Beyond Michael Brown and Ferguson, Effective Responses to Police Force, January 2015.

Guest Speaker, National Bar Association Wiley A. Branton Awards and Issues Symposium: Topic: Education the New Civil Right, Western State University Law School, Orange County, California October 2014.

C-Span Panelist: Thurgood Marshall and the NAACP: Aired September 19, 2014, from the University of Baltimore School of Law. Appeared with panelist discussing Marshall's legacy including Professor Larry S. Gibson (Maryland Law) and Professor Kimberle' Crenshaw (UCLA/Columbia law schools).

Panelist, premiere screening of the film *Mr. Civil Rights: Thurgood Marshall the NAACP*, at

the Hubert H. Humphrey School of Public Affairs and the School of Law at the University of Minnesota, Minneapolis. Juan Williams of FOX News network was the featured speaker and panelist. May 3, 2014.

Panelist, screening of the film "Mr. Civil Rights: Thurgood Marshall and the NAACP" at the Abyssinian Baptist Church in New York City.

Moderator/Panelist, American Association of Law Schools Litigation Section Program on Education the 21st Century Litigator. (Serving as national Litigation section Chair 2013- 2014).

Keynote Speaker, Thurgood Marshall Lecture Series University of Maryland School of Law "Courting Justice: The Enduring Legacy of Thurgood Marshall and Charles Hamilton Houston" (2012).

Speaker, Law and the Historical Moment: The Law's Response to 21st Century Issues (Celebrating Charles Hamilton Houston and Contemplative Lawyering, Howard University) (2012).

Lecturer, The Clarewood Institute, Provided Chinese Judges an Introduction: U.S. federal/state legal and judiciary system including criminal litigation in American adjudication (litigation) practices. (2012).

Panelist, Nova Southeastern University Shepard Broad Law Center in Fort Lauderdale, Florida, "The Role of the Lawyer in Fostering Social, Political, and Economic Equality." The New Law Teachers Pipeline Program sponsored by the Society of American Law Teachers. (2011).

Featured Speaker, National Center for Justice and the Rule of Law at the ten-year anniversary of the Center on the topic of the "Future of the Fourth Amendment". The event featured the top constitutional criminal procedure experts in the nation (University of Mississippi) 2011.

Keynote Speaker, The Washington Bar Association Presents an Evening with Charles Hamilton Houston, Jr. and Professor Jose' Felipe' Anderson at the law Offices of Reed Smith, LLP Washington D.C. Office (June 10, 2011).

Invited Speaker, NAACP National Annual Meeting, The culminating panel, "Advancing the Civil Rights Agenda" July 14, 2009 (New York, New York).

Keynote Speaker, *Charles Hamilton Houston, "The Father of the Civil Rights Movement,"* University of the Pacific McGeorge School of Law Sacramento, California (February 12, 2008).

Moderator, American Association of Law Schools Annual Meeting, Joint Program of Sections on

Defamation and Privacy, and Law and Computers, Protecting Data Protecting Privacy, New York, New York, January 6, 2008.

Speaker, National Judicial College, Reno, Nevada, Fourth Amendment Training for Appellate and Trial Judges. 2003-2008, 2012.

Panelist, 16th Annual Sadie T.M. Alexander Commemorative Conference Lecture; Honoring the 50th Anniversary of Brown v. Board of Education: Have the Brown Court's Decisive Objectives Been Realized in Higher Education, University of Pennsylvania February 28, 2004.

Invited Speaker, Greater Baltimore Committee's Public Safety Committee presentation on proposed police training program on evidentiary issues such as confessions, search and seizure, discovery and, report writing, based upon the requirements of the Constitution.

Speaker, *Reflections on Standing: Challenges to Searches and Seizures in a High Technology World*, National Center for Justice and the Rule of Law, Oxford, Mississippi. October 18, 2002.

Legislative Witness, Testimony in the Maryland House of Delegates, Judiciary Committee, relating to the power of judges at sentencing, on behalf of the Maryland State Bar Association Board of Governors. March 13, 2002.

Speaker, "Criminal Discovery and a Supreme Court Update", Thursday June 14, 2001, Maryland State Bar Association Annual Meeting.

Legislative Witness, "Testimony in Support of Maryland Senate Bill 208 on Racial Profiling", Maryland General Assembly, Senate Chamber March 13, 2001 (testifying as Chairman of the Maryland State Bar Criminal Law Section Council).

Speaker, "Ethics & Professionalism in Practice: The Case of the Silent Alarm", December 14, 2000, Maryland Institute for Continuing Professional Education of Lawyers.

Guest lecturer, New York University School of Law, "Perspectives on the Criminal Justice System", 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, and 2008.

Guest Speaker, Maryland Judiciary and Maryland State Bar Association Joint Bench Bar Conference June 2000. Jury Reform: Who Needs It?

Guest Speaker, "A Discussion of the Death Penalty Clemency Process for Eugene Colvin-el." Maryland Criminal Defense Attorney's Association. June 2000.

Guest Panelist, University of Pennsylvania, "Transcending Tradition: African/Afro-American Diaspora Studies in the 21st Century". April 20-21, 2000 Topic: Incorporating African American

History in Legal Scholarship.

Program Chair, Maryland State Bar Association Annual Meeting: Hot Topics in Criminal Law: Perspectives on Sentencing, Restitution and a Supreme Court Update. June 10, 1999.

Speaker, "The Triumph and Challenge of Implementing Alternative Dispute Resolution in Litigation Burdened Judicial Systems"- Brazil-U.S. Law Initiative, Rio de Janeiro. December 1998.

Guest Speaker, "Unsettling Settled Criminal Law: A Discussion of Recent Trends that Make the Practice of Criminal Law Less Predictable." June 1997, Maryland State Bar Association Annual Meeting.

Guest Speaker, "Artful Advocacy - Appellate Advocacy at Its Best", Bar Association of Baltimore City Annual Meeting. June 3, 1997.

Guest Speaker, Judicial Institute of Maryland, "Criminal Law Potpourri: Hearsay, Confrontation, and Cross-Examination: Land Mines for Judges and Justice" March 20, 1997.

Guest Speaker, "Using Mental Health Professionals in Case Planning and Presentation" Maryland State Bar Association Annual Meeting June 13, 1997.

Guest Speaker, "Advice to New Law Teachers" American Association of Law Schools 1996 Workshop for New Law Teachers. July 1997.

Guest Speaker, "Stop, Search and Seize in the Name of Love: The Supremes Remake New Law from Old Songs." A Review and Preview of the 1996 -1997 Term of the Supreme Court of the United States. June 1, 1996. Maryland Criminal Defense Attorney's Association.

Guest Speaker, "How Much Can They Take? The Present and Future of State and Federal Asset Forfeiture" 5th Annual Alan Goldstein Memorial Program. May 4, 1996.

Guest Speaker, "Program honoring Victor L. Crawford with the Robert C. Heeney Award presented by the Maryland State Bar Association of Criminal Law and Practice". May 15, 1996.

Guest Speaker, "Trial with Style: What's Hot, What's Not in the Supreme Court" Maryland Public Defender's Association/Maryland Criminal Defense Attorney's Association Joint Conference. October 1995.

Guest Speaker, "Constitutional Criminal Law Update" Baltimore City Bar Association Criminal Law Committee Educational Program. October 5, 1995.

Guest Speaker, "Jury Selection in the 1990s", Allegany/Garrett County Criminal Defense Attorney's Association. July 7, 1995.

Guest Speaker, "Evidence, New Rules, New Ways", Maryland Criminal Defense Attorney's Annual Meeting. June 3, 1995.

Guest Speaker, "When Less is More! A Criminal Defense Practitioner's Guide to Success in Criminal Appellate Practice; Beginning the Literary Brief: Issue Spotting Selection, and Framing." National Legal Aid and Defender Association Appellate Defender Training, New Orleans Louisiana. April 15-17, 1993.

Guest Speaker, "The Changing Face of Jury Selection in the 1990's", Maryland Institute for Continuing Professional Education of Lawyers. May 4, 1995.

Guest Speaker, "Mid-Atlantic People of Color Legal Scholarship Conference: Perspectives on Race in Capital Jury Selection." Howard University School of Law. February 16-18, 1995.

Guest Speaker, "New Perspectives on Sentencing and Forfeiture", Correctional Reform Section of the Maryland State Bar Association. April 23, 1994.

Guest Speaker, "The ABC's of CDS: Taking the Offense in Drug Defense" Fourth Annual Maryland Criminal Defense Attorney's Conference. November 5 -7, 1993.

Guest Speaker, "Criminal Discovery in Maryland", 2nd Annual Alan Goldstein Memorial Program, Maryland Institute for Continuing Professional Education of Lawyers. May 8, 1993.

Guest Speaker, "New Wrinkles on an Old Face: What's Important for the Criminal Defense Attorney to Know in 1992" (Search and Seizure), Maryland Trial Lawyer's Association. November 20, 1992.

EDUCATION:

University of Maryland Francis King Carey School of Law, Juris Doctor 1984.

Editor-in-Chief, MARYLAND LAW FORUM; Myerowitz Moot Court Competition; Highest Grade Employment Discrimination - Spring 1984; Outstanding Young Men of America - 1984.

University of Maryland Baltimore County, Political Science Bachelor of Arts – 1981.

Omicron Delta Kappa National Honor Society, Editor-in-Chief, "UMBC *Retriever Weekly*" campus newspaper; Academic Honors List; Black Student Union Academic Achievement Award.

ATHLETIC HONORS

UMBC Varsity Track and Field Team Captain 1980-1981; NCAA Conference Medalist 1978-1980; “Unsung Hero” Track and field 1978; Silver Medalist, District of Columbia National Invitational (1978); Two-Time Amateur Athletic Union (AAU) South Atlantic Medalist, Amateur Athletic Union (AAU) National Relays Championship (Randall Island, New York 1979); UMBC Athletic Department Outstanding Senior Athlete for 1981; Eight Varsity Letters Indoor and Outdoor Track and Field. Inducted UMBC Athletic Hall of Fame May 1985.

BAR ASSOCIATION AND RELATED PROFESSIONAL ACTIVITIES:

American Law Institute, Model Penal Code Consultant Group - Sentencing Revision; Restatement of Torts, 3rd. Principles of the Law, Aggregate Litigation 2002-Present.

Chair, Criminal Law and Practice Section Council, Maryland State Bar Association, 2000-2001. Educational Committee Chair. 1995-2002.

Member, Maryland State Bar Association, 125th Thought Leader Committee 2021

Member, *The Daily Record*, Editorial Advisory Board (1999-2005).

Member, Maryland Criminal Pattern Jury Instruction Committee (1996-2001).

Member, Maryland Annotated Code Revision Committee (Criminal Law Article) (1998-2001).

Member, Maryland State Bar Association Professionalism Task Force (1997-1998).

Consultant, Committee on the Future of the Maryland Courts. (1996-1997).

Member, Section Council on Legal Education and Admission to the Bar (1997-2001).

Director Emeritus, Baltimore Museum of Industry.

Provided expert witness consultation in state and federal court litigation for both plaintiffs and defendants. Expert opinion favorably cited in federal court case *Dow v. Jones*, 311 F. Supp. 462 (Md. 2004).

Often cited as an expert by national and local media outlets on a range of legal issues. I have frequently appeared in the news media both print and broadcast providing commentary including; CNN, *The New York Times*, *USA Today*, *Wall Street Journal*, *Washington Post*, among others.

United States Supreme Court Litigation:

Booth v. Maryland, 482 U.S.496 (1987) (Holding victim impact statements unconstitutional in death penalty case, participated in the brief).

Gorman v. Maryland, 480 U.S. 913 (1987) (Vacating judgment of the Maryland Court of Special Appeals that violated equal protection, lead counsel, relief granted on the briefs).

Mills v. Maryland, 486 U.S. 367 (1988) (Holding Maryland death penalty jury form and instructions unconstitutional, co-counsel on the brief).

Baltimore City Department of Social Service v. Bouknight, 493 U.S. 549 (1990) (Fifth Amendment challenge to court order requiring mother to produce her child, co-counsel on the brief).

Gorman v. Maryland, 499 U.S. 971 (1991) (Vacating the judgment of the Maryland Court of Appeals because of its failure to apply equal protection to a white criminal defendant complaining about the exclusion of Black jurors, lead counsel, relief granted on the briefs).

Have served as a consultant with many lawyers on Petitions for Certiorari to the Supreme Court of the United States and the United States Court of Appeals for Fourth Circuit, including serving as “Counsel of Record.”

SELECTED MARYLAND LITIGATION:

Successful Maryland Court of Appeals Litigation (State's highest court):

LVNV Funding v. Larry Finch, et al, 463 Md. 586, 207 A. 3d 202 (Md. 2019). (Remanded case on procedural grounds regarding an order invalidating an enrolled civil judgment) (Counsel of Record for Amicus Curia, The Receivables Management Association International).

Colvin-el v. State, 359 Md. 49, 753 A.2d 13 (2000) (Appeal for stay of execution, denied with dissents, Maryland Governor granted clemency shortly after decision).

Powers v. State, 329 Md. 321, 619 A. 2d 538 (1993) (argued and briefed case invalidating Baltimore City drug free zone loitering ordinance).

State v. Raines, 326 Md. 582, 606 A.2d 265 (1992) (argued and briefed case resulting in reversal of first-degree murder conviction because of insufficient evidence of premeditation).

Zaal v. State, 326 Md. 54, 602 A. 2d 1247 (1992) (argued and briefed case of first impression in the nation recognizing a Sixth Amendment right to discovery of school records in prosecution for allegations of child abuse).

State v. Gorman, 324 Md. 124, 596 A.2d 629 (1991) (argued and briefed case remanded by the U.S. Supreme Court for review of race-based jury selection challenge).

Biggus v. State, 323 Md. 339, 593 A.2d 1060 (1991) (argued and briefed case reversing imposition of a second sentence based on a single criminal act).

Williams v. State, 323 Md. 312, 593 A.2d 671 (1991) (argued and briefed case vacating sentence for assault with intent to murder when it should have merged with attempted murder).

Williams v. State, 322 Md. 35, 585 A.2d 209 (1991) (argued and briefed case reversing homicide conviction because judge declined to give specific instructions on the presumption of innocence).

Snowden v. State, 321 Md. 612 572, 583 A.2d 1056 (1991) (argued and briefed case that held when judge's sentencing rationale was not clear, defendant received benefit of the doubt).

Binnie v. State, 321 Md. 572, 583 A.2d 1037 (1991) (argued and briefed case reversing theft conviction when judge failed to instruct jury about the "honest belief" defense).

Spence v. State, 321 Md. 526, 583 A.2d 715 (1991) (argued and briefed case holding a trial judge erred in calling a witness for the purpose of eliciting prejudicial hearsay).

Marshall v. State, 320 A.2d 1183 (1990) (lower court should have merged convictions for distribution of two illegal substances that had been combined into a single illegal substance).

Riddick v. State, 319 Md. 180, 571 A.2d 1239 (1990) (argued and briefed case invalidating search by police of Petitioner in train station using questionable profiling procedures).

State v. Lemmon, 318 Md. 365, 318 Md. 365, 568 A.2d 48 (1990) (argued and briefed case invalidating police pursuit and arrest of defendant not based upon adequate reasons).

Ferrell v. State, 318 Md. 365, 568 A.2d 48 (1990) (argued and briefed case voiding a robbery conviction based on constitutional double jeopardy principles).

Allen v. State, 318 Md. 166, 567 A.2d 118 (1989) (argued and briefed case where defendant was unfairly prejudiced by the trial court calling a witness it knew would take the Fifth Amendment in front of the jury).

State v. Gorman, 315 Md. 402, 554 A.2d 1203 (1989) (argued and briefed case holding that prosecutor striking two black males from a white defendant's jury did not violate equal protection,

judgment however, reversed by the U.S. Supreme Court).

Wiggins v. State, 315 Md. 231, 554 A.2d 356 (1989) (argued and briefed case which held trial court abused its discretion in permitting guards to escort defendant suspected of having AIDS before the jury with rubber gloves).

In Re: Maurice M. 314 Md. 391, 550 A.2d 1135 (1989) (public's right to protect children did not outweigh mother's Fifth Amendment right).

Harris v. State, 312 Md. 225, 539 A.2d 637 (1988) (argued and briefed case vacating death sentence on the basis of improper sentencing evidence).

In Re: John P., 311 Md. 225, 539 A.2d 637 (1988) (argued and briefed case finding trial court had the power to reconsider its finding that a child "was in need of assistance").

State v. Maus, 311 Md. 85, 532 A.2d 1066 (1987) (argued and briefed case establishing rights on appeal for person's charged with violation of probation).

Turner v. State, 307 Md. 618, 516 A.2d 579 (1986) (argued and briefed case that established principle that probation could not be violated when an indigent who made a bona fide but unsuccessful effort to find work failed to pay a fine).

Cherry and Jackson v. State, 307 Md. 618, 516 A.2d 579 (1986) (argued and briefed case establishing the principle that a defendant had the right to make a closing argument in a non-jury case).

Selected successful reported cases in the Maryland Court of Special Appeals (State's intermediate appellate court):

Hardison v. State, 118 Md. App. 225, 702 A. 2d 444 (1997) (argued and briefed case holding trial court committed prejudicial error when a witness's oral statement to officer was admissible as prior inconsistent statement to impeach witness's trial testimony).

Wright v. State, 89 Md. App. 604, 702 A.2d 444 (1991) (argued and briefed case holding trial court calling witness as court's witness was abuse of discretion).

State v. Shird, 81 Md. App. 328, 567 A. 2d 516 (1989) (argued and briefed case holding indictments should be dismissed as violative of his double jeopardy rights).

Green v. State, 77 Md. App. 477, 551 A. 2d 127 (1989) (argued and briefed case holding officers lacked probable cause to make warrantless arrest of defendant).

Toney v. State, 74 Md. App. 397, 537 A.2d 1218 (1988) (argued and briefed case holding

that prosecutor's unavailability for trial did not constitute sufficient "good cause" to warrant postponement of trial under the Maryland Speedy Trial Act).

Fields v. Fields, 74 Md. App. 628, 539 A.2d 708 (1988) (argued and briefed case holding that party held in contempt, who was neither represented by counsel nor informed of his right to counsel could not have waived that right knowingly and intelligently).

Cassidy v. State, 74 Md. App. 1, 536 A.2d 666 (1988) (argued and briefed case holding the victim's assertion was not admissible as an excited utterance where it was not the product of excited spontaneity thus resulting in the award of a new trial).

Stokes v. State, 72 Md. App. 673, 532 A.2d 189 (1987) (argued and briefed case holding trial court committed error in removing juror over defendant's objection without establishing good cause for such extraordinary action).

Richard v. State, 65 Md. App. 141, 499 A.2d 965 (1987) (argued and briefed case holding that trial court erred in allowing the Division of Parole and Probation determine the amount of restitution was an illegal delegation of statutory authority and a violation of due process).

Wallace v. State, 63 Md. App. 399, 492 A.2d 970 (1985) (argued and briefed case holding trial judge erred in finding structure that defendant broke into was a "dwelling house" within the meaning of statute).

Brent v. State, 63 Md. App. 197, 492 A.2d 637 (1985) (argued and briefed case holding trial judge should have recused himself after learning of defendant's willingness to plead guilty and after having presided at guilty plea proceedings of co-defendants).

REFERENCES AVAILABLE UPON REQUEST