

Anna Roberts

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ACADEMIC POSITIONS

St. John's University School of Law, *Visiting Professor* 2018-2019

- Teach evidence, torts, and contemporary topics in criminal law.

Seattle University School of Law, *Associate Professor* (with tenure) 2016-present
Assistant Professor 2012-2016

- Teach criminal law, evidence, and criminal procedure.
- Faculty Fellow, Fred T. Korematsu Center for Law and Equality.

N.Y.U. School of Law, *Fellow, Experiential Learning Lab* Mar-Dec 2016

- Collaborated with Lab Director, Peggy Cooper Davis, on the creation of experiential components of an evidence course, and initiatives to address implicit juror bias.

N.Y.U. School of Law, *Acting Assistant Professor* 2008-2009; 2010-2012

- Taught five-credit Lawyering course, based on experiential learning theory, designed to give students an introduction to the theory, institutions and tools of legal practice.

EDUCATION

New York University School of Law, J.D., *magna cum laude* 2003

- Order of the Coif
- Dean's Scholarship (three-year full tuition scholarship based upon academic merit)
- Florence Allen Scholarship (top 10% of the class after four semesters)
- Center for International Studies, Junior Fellow (2001-2002)

University of Cambridge, B.A. and M.A. in Classics, Starred 1st with Distinction 1999

- Highest grades in the class.
- Henry Arthur Thomas Prize (academic merit), de Somogyi Prize (special merit in an arts and humanities subject), Chancellor's Medal (exam results), Craven Scholarship (best 1st year Classics student), College Scholarship (1st year results), Blackburne-Daniell Prize (best 2nd year performance in college), Foundation Scholarship (2nd year results), Corbett Prize (merit in Ancient Greek), Foundress Prize (exam results).

LAW REVIEW ARTICLES & BOOK CHAPTERS

Arrests as Guilt, 60 ALA. L. REV. (forthcoming 2019), available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3167521.

- Reviewed by Elizabeth Joh in *Arrest, Guilt, and the Difference Between the Two*, JOTWELL (June 18, 2018), <https://crim.jotwell.com/arrest-guilt-and-the-difference-between-the-two/>.

Jurors' Reactions to Implicit Biases: Are Informational Interventions Effective?, in *CRIMINAL JURIES IN THE 21ST CENTURY: PSYCHOLOGICAL SCIENCE AND THE LAW* (Cynthia Najdowski & Margaret Stevenson, eds., Oxford University Press, forthcoming 2018).

Dismissals as Justice, 69 ALA. L. REV. 327 (2017).

Reclaiming the Importance of the Defendant's Testimony: Prior Conviction Impeachment and the Fight Against Implicit Stereotyping, 83 U. CHI. L. REV. 835 (2016).

- Cited by Judge Weinstein in *United States v. Walker*, 315 F.R.D. 154 (E.D.N.Y. Aug. 2, 2016), and by the Iowa Supreme Court in *State v. Plain*, 2017 WL 2822482.

Conviction by Prior Impeachment, 96 B.U. L. REV. 1977 (2016).

Asymmetry as Fairness: Reversing a Peremptory Trend, 92 WASH. U. L. REV. 1503 (2015).

- One of four articles selected from the 2015 SEALS Annual Call for Papers.

Impeachment by Unreliable Conviction, 55 B.C. L. REV. 563 (2014).

- Identified by the Academic Advisory Board of the Getting Scholarship into Court Project as a “must read” for judges and practitioners.

Casual Ostracism: Jury Exclusion on the Basis of Criminal Convictions, 98 MINN. L. REV. 592 (2013).

- Led to an invitation to testify before the United States Commission on Civil Rights at a briefing on collateral consequences.

Disparately Seeking Jurors: Disparate Impact and the (Mis)use of Batson, 45 U.C. DAVIS L. REV. 1359 (2012).

(Re)forming the Jury: Detection and Disinfection of Implicit Juror Bias, 44 CONN. L. REV. 827 (2012).

- Featured in David Bornstein, *Guiding Families to a Fair Day in Court*, The Opinion Pages, N.Y. TIMES (May 29, 2015).
- Cited by the Iowa Supreme Court in *State v. Plain*, 2017 WL 2822482.
- Identified by the Academic Advisory Board of the Getting Scholarship into Court Project as a “must read” for judges and practitioners.
- Led to invitation to speak on “What to do about biased juries” at “Implicit Bias Across the Law” conference at Harvard Law School.

RESPONSES AND REVIEWS

Opioid Policing by *Barbara Fedders*, 94 IND. L.J. SUPP. (forthcoming 2019) (invited response).

The Missing American Jury: Restoring the Fundamental Constitutional Role of the Criminal, Civil, and Grand Juries by *Suja A. Thomas*, 132 POL. SCI. Q. 179 (2018) (review).

OTHER PUBLICATIONS

Judges Who Help Us Expand Our “Crabbed View” of Justice Beyond Criminal Prosecution, In Justice Today (Feb. 8, 2018), <https://injusticetoday.com/judges-who-help-us-expand-our-crabbed-view-of-justice-beyond-criminal-prosecution-99daad4b03ad>.

Guerrilla Guide to Teaching Evidence (co-authored with Jocelyn Simonson) (2017), part of the Guerrilla Guides to Law Teaching series, <https://guerrillaguides.wordpress.com/2017/09/05/no-5-evidence/>.

Will the Most Controversial Rule of Evidence be Reformed?, In Justice Today (Dec. 6, 2017), <https://injusticetoday.com/will-the-most-controversial-rule-of-evidence-be-reformed-5930fd36df50>.

Prior Conviction Impeachment: Is Reform Finally Afoot?, In Justice Today (Sept. 27, 2017), <https://injusticetoday.com/prior-conviction-impeachment-is-reform-finally-afoot-e62167743069>.

A Victory for Racially Inclusive Juries in Washington, In Justice Today (Sept. 5, 2017), <https://injusticetoday.com/a-victory-for-racially-inclusive-juries-in-washington-de1768861af0>.

Foster v. Chatman: An Egregious Batson Violation (and a SCOTUS Reversal) (May 24, 2016), <https://casetext.com/posts/foster-v-chatman-an-egregious-batson-violation-and-a-scotus-reversal>.

Should the Supreme Court Abolish Peremptory Strikes? (Oct. 30, 2015), <https://casetext.com/posts/should-the-supreme-court-abolish-peremptory-strikes>.

Juries, Implicit Bias, and the Silencing of Criminal Defendants (Aug. 7, 2015), <https://casetext.com/posts/juries-implicit-bias-and-the-silencing-of-criminal-defendants>.

CLERKSHIP

The Honorable Constance Baker Motley, Southern District of New York 2003-2004

OTHER PROFESSIONAL EXPERIENCE

Office of the Appellate Defender, Volunteer Attorney, New York, NY 2010-2013

- Litigated appeal of second-degree burglary conviction and sentence. Argued case before New York’s Appellate Division; secured three-year reduction in sentence; obtained leave to appeal to the Court of Appeals; drafted Court of Appeals brief.

Gladstein, Reif & Meginniss, LLP, Associate, New York, NY 2009-2010

- Litigation (trial and appellate, state and federal, including class action), arbitration and legislative work in labor, employment, and civil rights. Lead counsel in employment arbitration, National Labor Relations Board charge, and federal labor law claim.

A.C.L.U., Racial Justice Program, Volunteer Attorney, New York, NY 2008

- Researched and drafted sections of a report on indigent defense reform.

Neighborhood Defender Service of Harlem, Staff Attorney, New York, NY 2004-2008

- Public defender, representing caseload of 70 – 100 Harlem residents. Litigated felony and misdemeanor hearings and trials; trials included charges of murder, assault, drug possession, and drug sale. Supervised junior attorneys, clinical students, and interns.

MEDIA APPEARANCES

Reclaiming the Importance of the Defendant’s Testimony: Prior Conviction Impeachment and the Fight Against Implicit Stereotyping, “Excited Utterance” podcast, March 2017, <https://www.excitedutterancepodcast.com/listen/2017/3/6/23-anna-roberts>

Behind the Twelve (Unbiased, Diverse) People that Decide Trials, Weekday, KUOW.ORG, Oct. 2013, <http://kuow.org/post/behind-twelve-unbiased-diverse-people-decide-trials>

What Can be Done to Combat Racism on Juries?, Think Out Loud, Oregon Public Broadcasting, Sept. 2013, <http://www.opb.org/radio/programs/thinkoutloud/segment/what-can-be-done-combat-racism-juries/>

PANELS & PRESENTATIONS

Arrests as Guilt, presented at

- St John’s University School of Law, Faculty Workshop, New York, November 2018
- Drexel University School of Law, Faculty Colloquium, Philadelphia, September 2018
- Annual Meeting of the Law and Society Association, Toronto, June 2018

Convictions as Guilt, presented at

- ABA Criminal Justice Fall Institute, Washington D.C., November 2018
- CrimFest, Cardozo Law School, New York, NY, July 2018
- Criminal Justice Ethics Schmooze, Brooklyn Law School, June 2018

Prior Conviction Impeachment: Historical, Scholarly, and Geographical Context, invited keynote speaker, Washington State Annual Judicial Conference, Vancouver, WA, Sept. 2017

Arrests as Recidivism, presented at

- Annual Meeting of the American Society of Criminology, Philadelphia, Nov. 2017
- AALS Criminal Justice Section Midyear Meeting, Washington DC, June 2017

Dismissals as Justice, presented at

- Junior Criminal Justice Scholar Roundtable, Brooklyn Law School, July 2017
- Criminal Justice Ethics Schmooze, New York Law School, June 2017
- “Overcriminalization and Indigent Legal Care” conference, Jean Beer Center for Ethics, Georgia State University, April 2017 (paper selected by blind review)

Jury Exclusion on the Basis of Criminal Convictions, panelist, United States Commission on Civil Rights briefing, “Collateral Consequences: The Crossroads of Punishment, Redemption and the Effects on Communities,” Washington DC, May 2017

Prior Conviction Impeachment, invited plenary speaker, Washington Appellate Court Conference, Walla Walla, WA, April 2017

Implicit Jury Bias, invited keynote speaker, Washington State Superior Court Judges’ Association Conference, Spokane, WA, April 2017

Ferguson, Black Lives Matter, and the Future of Criminal Justice Reform, invited panelist, SEALS Annual Meeting, Amelia Island, FL, Aug. 2016

Conviction by Prior Impeachment, CrimFest Conference, New York, NY, July 2016

Reclaiming the Importance of the Defendant’s Testimony: Prior Conviction Impeachment and the Fight Against Implicit Stereotyping, presented at

- NYC Criminal Law Colloquium, Brooklyn Law School, Feb. 2016
- University of Washington School of Law Faculty Workshop, Seattle, Oct. 2015
- CUNY School of Law Faculty Forum, Queens, NY, Sept. 2015
- CrimFest Conference, New York, NY, July 2015
- Annual Meeting of the Law and Society Association, Seattle, May 2015
- Northwest Junior Faculty Forum, Seattle, March 2015

You’ve Got the Power: Should Jurors be Told About Nullification?, ABA Criminal Justice Section Annual Fall Institute, D.C., Oct. 2015

Asymmetry as Fairness: Reversing a Peremptory Trend, presented at

- Call for Papers Awardees Lunch, SEALS Annual Meeting, Boca Raton, July 2015
- University of Maryland School of Law Legal Theory Workshop, Baltimore, Feb. 2015
- Gonzaga University School of Law Faculty Workshop, Spokane, WA, Feb. 2015
- CrimFest Conference, Newark, NJ, July 2014

A Brief History of the Jury Trial and Peremptory Challenges, invited panelist, Washington Appellate Court Conference, Hood Canal, March 2015

Implicit Juror Bias, invited speaker, Annual Conference of the American Judges Association, Las Vegas, Oct. 2014

Impeachment by Unreliable Conviction, presented at

- Faculty Brownbag Series, University of Georgia Law School, Athens, Feb. 2014
- Criminal Law Colloquium, SMU Dedman School of Law, Dallas, Jan. 2014
- Annual Meeting of the American Society of Criminology, Atlanta, Nov. 2013

Casual Ostracism: Jury Exclusion on the Basis of Criminal Convictions, presented at

- Mid-Year AALS Criminal Justice Meeting, San Diego, June 2013
- Annual Meeting of the Law and Society Association, Boston, June 2013

- ABA Criminal Justice Section Fifth Annual Fall Institute, AALS Criminal Justice Section Roundtable Workshop, Washington D.C., Oct. 2012

Race and the Criminal Jury, National Defender Investigator Association Educational Conference, Seattle, April 2013

The Criminal Law Syllabus: What to Cut and What to Keep, roundtable co-facilitator, SALT Teaching Conference, Baltimore, Oct. 2012

What to do About Biased Juries, invited speaker, Harvard University Law School, Implicit Bias Across the Law, June 2012

Disparately Seeking Jurors: Disparate Impact and the (Mis)use of Batson, Annual Meeting of the Law and Society Association, June 2011

United Nations Military Intervention in Civil Wars: Failed Aims & Flawed Assumptions?, invited speaker, Conference on International Law and International Organizations in Situations of Civil War, NYU School of Law, Feb. 2002

PROFESSIONAL AFFILIATIONS & ADMISSIONS

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| Peer Reviewer, Yale Law Journal | 2017- |
| Co-Chair, Academics Committee, Criminal Justice Section, ABA | 2016-2019 |
| Member, Amicus Committee, National Association for Public Defense | 2016-2018 |
| National LGBT Writing Competition | 2012 |
| <ul style="list-style-type: none"> • Member of panel judging student submissions. | |
| Criminal Law Committee, Association of the Bar of the City of New York | 2009-2012 |
| <ul style="list-style-type: none"> • Spearheaded amicus briefs on discrimination in jury selection and in employment. | |
| Admitted to the New York State Bar, and the Southern and Eastern Districts of New York | |

RESEARCH INTERESTS

Prior conviction impeachment; implicit bias; jury selection and exclusion; the construction, interpretation, and consequences of criminal records.