

J. AMY DILLARD
Associate Professor of Law
University of Baltimore School of Law
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ACADEMIC APPOINTMENTS

Permanent and Long-term Appointments

2006 to present University of Baltimore School of Law
Associate Professor of Law

- Courses: Criminal Law, Constitutional Criminal Procedure, Evidence, Professional Responsibility, Torts, and Introduction to Lawyering Skills
- Service: Admissions, Assessments, Curriculum, Dean's Advisory Council, Faculty Research & Development, Excellence in Teaching & Learning, Honor Council (special designation as an advisor to the accused), and University Senate

2002 to 2006 American University, Washington College of Law
Acting Director, Legal Rhetoric Program (AY 2005-2006)
Associate Director, Legal Rhetoric Program (AY 2004-2005)

- Managed and developed Legal Rhetoric, the first-year legal analysis/research/writing program
- Recruited, hired, and supervised four full-time instructors, approximately 25 adjunct instructors, 25 teaching assistants, and two staff members; managed the largest program budget in the law school
- Courses: Criminal Law and Legal Rhetoric

Special/Temporary Appointments

Spring 2022 Indiana University, Maurer School of Law
Visiting Professor

- Evidence

Summer
2020/21/22 Seattle University School of Law
Visiting Professor

- Criminal Law

Spring 2019 Indiana University, Maurer School of Law
Visiting Professor

- Legal Profession, 1L Professional Responsibility course
- Fall 2018 Indiana University — Collins Living-Learning Center
Visiting Scholar
- Seminar on the #MeToo movement
- Fall 2018 Indiana University — African American and African Diaspora Studies
Department
Adjunct Professor
- Race, Crime, and Media course
- Spring 2018 Indiana University — Criminal Justice Department
Adjunct Professor
- Introduction to Criminal Law (required in the major)
- AY 2016-17 Indiana University — McKinney School of Law
Visiting Professor
- Traditional legal analysis, research, and writing
- Summer 2014 University of Aberdeen (Scotland) School of Law
Visiting Professor
- Comparative criminal law course with Aberdeen Law Faculty
- Spring 2013 American University, Washington College of Law
Visiting Professor
- Criminal Law (two large sections)
- 2006 to 2008 World Trade Institute, Master's Program in International Law and
Economics, University of Berne, Fribourg, and Neuchatel
Visiting Professor (annually)
- Legal analysis and writing using WTO opinions
- 1996 to 2002 American University, Washington College of Law
Professorial Lecturer, Legal Methods Program
- Legal analysis/research/writing to first year law students
 - Developed all my own materials

AREAS OF TEACHING AND RESEARCH INTEREST

- Criminal Law and Procedure (investigations and courtroom)
- Evidence

- Professional Responsibility
- Capital Punishment
- Fundamentals of Legal Analysis, especially for at-risk students
- Clinical Education – particularly towards project-based learning
- Competency, Sanity, and Intellectual Disability in Criminal Law
- Death-in-Custody Investigations and Prosecutions
- Prosecutorial and Judicial Accountability

WORKS IN PROGRESS

DEATH-IN-CUSTODY

- book project examining five death-in-custody cases where the government declined prosecution

DECRIMINALIZE THE CODE PROJECT – a top-to-bottom evaluation and assessment of racial inequality embedded in state criminal codes with the goal of collaborating with and supporting community organizers in their work to defund the police and abolish the carceral state.

- an innovative nonprofit educational project aimed at bringing project-based learning into the law school curriculum; goal of reviewing individual state criminal codes with law students in each state, communicating findings and making recommendations for use in direct legislative lobbying and litigation

BOOKS

CRIMINAL LAW: CASES AND PROBLEMS (with Myron Moskowitz and Elizabeth Boals) (Carolina Academic Press, 8th ed. 2022) (new edition forthcoming)

CASES AND PROBLEMS IN CRIMINAL PROCEDURE: THE POLICE (with Myron Moskowitz and Elizabeth Boals) (Carolina Academic Press, 7th ed. 2019).

LAW REVIEW ARTICLE AND ESSAYS

Forward, 44 U. BALT. L. REV. 367 (2015).

Madness Alone Punishes the Madman: The Search for Moral Dignity in the Court's Competency Doctrine as Applied in Capital Cases, 79 TENN. L. REV. 461 (2012).

Big Brother IS Watching: The Reality Show You Didn't Audition For, 63 OKLA. L. REV. 461 (2011).

And Death Shall Have No Dominion: How to Achieve the Categorical Exemption of Mentally Retarded Defendants from Execution, 45 U. RICH. L. REV. 961 (2011).

Sloppy Joe, Slop, Sloppy Joe: How USDA Commodities Dumping Ruined the National School Lunch Program, 87 OR. L. REV. 221 (2008).

AT HIS DISCRETION (n.): "to be disposed of as he thinks fit; at his mercy; unconditionally," 97 J. CRIM. L. & CRIMINOLOGY 1295 (2008).

Separate and Obedient: The Judicial Qualification Missing from the Job Description, 38 CUMBERLAND L. REV. 1 (2007).

Without Limitation: "Groundhog Day" for Incompetent Defendants, 56 DEPAUL L. REV. 1221 (2007).

SELECTED OTHER WRITING

Op-ed., *Chauvin Trial Underscores Need to Re-open Case*, BALTIMORE SUN (May 6, 2021)

Op-ed., *Is C.T.E. a Defense for Murder?*, N.Y. TIMES (Sept. 23, 2017)

Foster v. Chatman: A Stark Example of How Prosecutors Evade Batson, CaseText (Nov. 6, 2015) (selected in the SCOTUSblog Tuesday Round-up, Nov. 10, 2015)

Cruel and Unusual for Whom?, ACSBLOG (Nov. 8, 2013)

Justices Weigh Privacy in Police Dog Search Cases, ACSBLOG (Oct. 31, 2012)

Op-ed., *Bob McDonnell's Evolution*, VIRGINIAN-PILOT (May 20, 2012)

Op-ed., *Come Out to Show Them*, INDEPENDENT WEEKLY (May 16, 2012)

Op-ed., *Rethinking School Lunch*, S.F. CHRON. (May 10, 2007)

SELECTED PRESENTATIONS AND LECTURES

- Panelist, *Future of Policing*, UB LAW IN FOCUS DISCUSSION SERIES, November, 2021.
- Panelist, *To Protect and Serve: Changing the Culture of Policing*, UB LAW IN FOCUS DISCUSSION SERIES, June, 2020.
- Panelist, *Teaching #MeToo: A Law Professor Transformed*, SHEPARD SYMPOSIUM, sponsored by University of Wyoming, April 2019.
- Invited Speaker, *#MeToo: A Social Movement in Sports*, THE INTERSECTION OF SPORTS AND SOCIAL EQUALITY, sponsored by Indiana Journal of Law and Social Equality, February 2019.
- Invited Speaker, *#MeToo in Academia*, WOMEN OF INDIANA UNIVERSITY CONFERENCE, sponsored by Indiana University, August 2018.
- Invited Speaker, *The Myth of the Terry Stop*, AMERICAN LEGAL FICTIONS, sponsored by Savannah Law School, September 2016.
- Keynote Speaker, WEAVER INSTITUTE OF LAW AND PSYCHIATRY, University of Cincinnati School of Law, April 2016.

- Invited Speaker, *Incompetent for the Capital Trial*, CAPITAL PUNISHMENT REFORM SYMPOSIUM, University of Michigan Law School, February 2016.
- Commentator, *Obergefell and the Interests of Children* (talk by Professor Catherine Smith, University of Denver School of Law), sponsored by UB Law School, September 2015.
- Invited Speaker, *Private Executions*, THE WALKING DEAD, sponsored by Savannah Law School, September 2015.
- Lecturer, *Gideon v. Wainwright*, MINI-LAW SCHOOL: ANALYSES OF CONTROVERSIAL SUPREME COURT CASES, sponsored by Johns Hopkins University, April 2015.
- Invited Speaker, *Legal Writing and Leadership*, NORTHWEST REGIONAL LEGAL WRITING CONFERENCE, sponsored by University of Oregon School of Law, April 2015.
- Lecturer, *Miranda v. Arizona*, MINI-LAW SCHOOL: ANALYSES OF CONTROVERSIAL SUPREME COURT CASES, sponsored by Johns Hopkins University, April 2014.
- *And Death Shall Have No Dominion: An Historical Reading of Atkins v. Virginia*, paper selected in the junior scholars program, SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, August 2010.
- *Otherness, Gender Ambiguity, and the Immemorable Past*, paper selected in the junior scholars program, NATIONAL LGBT BAR ASSOCIATION ANNUAL CONFERENCE, September 2009.
- Invited Speaker, *Editing without Alienating*, sponsored by the National Association of Appellate Court Attorneys, July 2009.
- *Otherness, Gender Ambiguity, and the Immemorable Past: A Meditation on Transcendental Feminism*, paper selected for the SECOND ANNUAL FEMINISM CONFERENCE, sponsored by the University of Baltimore School of Law, March 2009.
- Panelist (with Professors Derrick Bell and Penelope Pether), *Student-Centered Teaching Techniques*, sponsored by the University of Baltimore Teaching and Learning Center, April 2008.
- *Locavores and the New Black Market*, THE ASSOCIATION FOR THE STUDY OF LAW, CULTURE, AND THE HUMANITIES ANNUAL CONFERENCE, March 2008.

- *Determined to Save the Only Life They Can Save: Stories of Non-Disclosure and Survival*, THE ASSOCIATION FOR THE STUDY OF LAW, CULTURE, AND THE HUMANITIES ANNUAL CONFERENCE, March 2008.
- *Death Shall Have No Dominion: Why Atkins and Roper Require Courts and Prosecutors to Find Capital Defendants Death-Eligible Before the Trial Begins*, THE ASSOCIATION FOR THE STUDY OF LAW, CULTURE, AND THE HUMANITIES ANNUAL CONFERENCE, March 2007.
- *Sloppy Joe, Slop, Sloppy Joe: How USDA Commodities Dumping Destroyed the National School Lunch*, THE ASSOCIATION FOR THE STUDY OF LAW, CULTURE, AND THE HUMANITIES ANNUAL CONFERENCE, March 2007.
- *Created Equal: How One Christian Group and Two Judges Recognized the Original Sin of Racism in America*, THE ASSOCIATION FOR THE STUDY OF LAW, CULTURE, AND THE HUMANITIES ANNUAL CONFERENCE, March 2006.
- Commentator, *Rape with Mitigating Circumstances*, (talk by Professor Greg Taylor, RMIT – Melbourne) sponsored by WCL-Monash University Exchange Program October 2005.
- Commentator, *Guilty and Gay, A Recipe for Execution in American Courtrooms: Sexual Orientation as a Tool for Prosecutorial Misconduct in Death Penalty Cases*, sponsored by American University Law Review, May 2002.

MEDIA APPEARANCES

- BLOOMBERG LAW PODCAST WITH JUNE GRASSO, Regular Guest (selected appearances below)
 - discussing federal indictments in Breonna Taylor death in Louisville (August 13, 2022)
 - discussing Freddie Gray prosecutions in Baltimore (Dec. 17, 2015)
 - discussing Md. Ct. of Apps. decision, re: compelled testimony (Mar. 8, 2016)
- Tom Schad, *A Retired NFL Player, a Bizarre Shooting, and Claims of C.T.E*, THE USA TODAY (Apr. 28, 2021)
- WBAL-TV 11 NEWS, discussing verdict in Derek Chauvin trial for killing George Floyd (April 20, 2021)

- SIRIUSXM POTUS 124 WITH MICHAEL SMERCOMISH, analyzing the C.T.E. diagnosis for Aaron Hernandez in the context of the traditional insanity defense (Sept. 26, 2017)
- THE BALTIMORE SUN, regularly quoted as an expert in criminal law and procedure (selected articles below)
 - Pamela Wood, *What to Expect from the Porter Jury* (Dec. 14, 2015)
 - Yvonne Wegner, *Two Mosbys in High Office?* (Oct. 25, 2015)
 - Justin Fenton, *Officers Renew Challenge to Seatbelt Charges* (Oct. 21, 2015)
 - Kevin Rector, *Defense Calls for Jurors to be Sequestered* (Oct. 20, 2015)
 - Kevin Rector, *Gray Family Settlement* (Sep. 8, 2015)
 - Dan Rodricks, *Nancy Goes Beyond Inappropriate* (Aug. 12, 2015)
 - Allison Knezevich, *Defense Says Prosecutors* (Jul. 31, 2015)
 - Annie Linskey, *Officer Is Curious Ally in Appeal*, (Jul. 28, 2008)
- WBAL-TV 11 NEWS, discussing request for sequestered jury in trials in the death of Freddie Gray (Oct. 21, 2015)
- THE TAKEAWAY WITH ELLEN FRANKMAN, discussing Freddie Gray prosecutions in Baltimore (Dec. 17, 2015)
- MIDDAY WITH DAN RODRICKS, WYPR/NPR, Regular Guest (selected appearances below)
 - one-hour guest for Constitution Day (Sep. 17, 2015)
 - one-hour guest, discussing motions in Freddie Gray cases (Sep. 4, 2015)
 - discussing Baltimore Police Department reform efforts, and conflicts between the Commissioner and the Union (Jun. 22, 2015)
 - discussing death of Freddie Gray, while in custody of Baltimore City Police Department (Apr. 20, 2015)
 - discussing police shooting of Walter Scott in North Charleston, South Carolina Apr. 13, 2015)
- HUFFPOST LIVE, discussing Eric Garner settlement and other police violence issues (Jun. 15, 2015)
- CTVNEWS, discussing Baltimore decision to prosecute officers in the death of Freddie Gray (May 1, 2015)

- THE SOURCE, TEXAS PUBLIC RADIO, discussing the scheduled execution of Scott Panetti (Dec. 4, 2014)
- Vesna Jaksic, *Playing with the Power of Words*, NATIONAL LAW JOURNAL, cited as expert in sexual assault prosecutions (Jul. 23, 2007)

COMMUNITY AND ACADEMIC SERVICE

- PROSECUTORIAL ACCOUNTABILITY PROJECT, CIVIL RIGHTS CORPS
 - working with a team to design and implement creative approaches to curb the problem of prosecutorial misconduct
- Selection Committee, Penny Pether Award for Law and Language Scholarship, 2013-present
- Ad Hoc Police Practices Review Commission, Fairfax County, Virginia, 2015
 - Reviewing polices of Fairfax County, Virginia Police Department by invitation of Sharon Bulova, Chair of the Fairfax County Board of Supervisors
 - Serve on subcommittee on Investigations and Oversight
- ACLU of Virginia, Death Penalty Advocates Task Force, 2015-2016
 - Reviewing statues in Virginia affecting death penalty prosecutions and executions; assisting in preparing a lobbying platform
- Baltimore City Police Department Independent Review Committee, 2013-2014
 - Reviewed a claim of police violence by invitation from Police Commissioner Anthony Batts
 - Assessed the quality of an internal review of an in-custody death investigation
- Special Reporter, Criminal Rules Subcommittee of the Maryland Standing Committee on Rules of Practice and Procedure, 2008-2009
- Democratic National Committee, National Lawyers Council
 - Team leader on updating Texas election law manual for 2008 election
- Association of Legal Writing Directors, Scholarship Committee, 2005-2011
 - Review and assess applications for summer scholarship stipend grants
 - Mentor grant applicants through the grant-writing process

PROFESSIONAL EXPERIENCE

2002 to present J. Amy Dillard, Esq., Alexandria, Virginia

- Represent one defendant charged with capital murder in Virginia; complex mental health issues; case currently in state habeas proceedings.

1992 to 2002 Attorney
Office of the Public Defender, Alexandria, Virginia
Deputy Public Defender, 1996-2002

- Experience in 20+ jury trials, including first degree murder, rape, and abduction; abundance of felony bench trials, pre-trial motions, and complex sentencings.
- Responsible for 20+ appeals; prepared briefs and presented oral arguments before the Court of Appeals and the Supreme Court of Virginia.
- Management duties: case assignment; supervision and training of entry-level lawyers; participation in employment decisions; oversight of all appellate calendaring; liaison to judges, prosecutors, and Sheriff on administrative matters.

EDUCATION

Washington and Lee University School of Law, J.D., 1991

Wellesley College, B.A., *cum laude*, American Studies (with honors) and English, 1988

BAR MEMBERSHIP AND PROFESSIONAL ASSOCIATIONS

- Virginia State Bar, 1991 (active)
- Supreme Court of the United States, 1997 (active)