CURRICULUM VITAE

Joseph E. Kennedy
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EDUCATION

J.D., UCLA School of Law (1987)
UCLA Law Review

University of Cape Town (1983)
Rotary International Postgraduate Fellow
Political Studies

B.A., History, Stanford University (1982)
Honors in History

EMPLOYMENT

PROFESSOR OF LAW (2010 to present)
University of North Carolina School of Law
Courses taught include Criminal Law, Computer Crime Law, Criminal Justice Policy, International and Comparative Criminal Law and Constitutional Law

FULBRIGHT LECTURER (Spring, 2012)
Northwest University, Xi'an, China
Taught International Law and Intellectual Property Law

ASSOCIATE PROFESSOR OF LAW (2003 to 2010)
University of North Carolina School of Law

ASSOCIATE DEAN FOR ACADEMIC AFFAIRS (2005 to 2006)
University of North Carolina School of Law

ASSISTANT PROFESSOR (1997 to 2002)
University of North Carolina School of Law

INSTRUCTOR, LAWYERING PROGRAM (1994 to 1997)
New York University School of Law

DEPUTY PUBLIC DEFENDER (1991 to 1994)
City and County of San Francisco

ASSOCIATE (1988 to 1991)
Morrison & Foerster, San Francisco, California
Litigation Department

ADVOCATE (1987 to 1988)
St. Joseph Center, Venice, California
Homeless Center

SCHOLARLY AWARDS

Stanford/Yale Junior Faculty Forum, Selected Paper in Criminal Law (2002). International scholarly competition open to all law faculty within first seven years of teaching.

COMPETITIVE LEAVES AND FELLOWSHIPS

Fulbright Lecturer Award, CIEES, Spring, 2012

Ethics Fellow, Institute of Arts and Humanities, University of North Carolina at Chapel Hill (2004).

Recipient of Pogue Leave (2003). University-wide competitive leave providing one semester research sabbatical.

SCHOLARLY PUBLICATIONS

Staples v. U.S. and the Innocent Machine Gun Owner: The Good, The Bad, and the Dangerous, in Criminal Law Stories (Donna Coker & Robert Weisberg ed.), Foundation Press (2013).

The Jena 6, Mass Incarceration, and the Remoralization of Civil Rights, 44 Harvard Civil Rights-Civil Liberties Law Review (2009).

Report of the U.S. Delegation: International Conference on New Theoretical Systems of Criminal Law, China University of Law and Political Science, Beijing, People's

Republic of China, October 2007 (coauthor).

Cautious Liberalism, 94 Georgetown Law Journal 1537 (2006).

Facing Evil, 104 Michigan Law Review 1287 (2006).

Excerpts from "The Future of American Sentencing: A National Roundtable on Blakely" (ed. Robert Weisberg), 2 Ohio State Journal of Criminal Law 619, 635 (2005) (published conference remarks).

Drug Wars in Black and White, 66 Journal of Law and Contemporary Problems 153 (2003).

Making the Crime Fit the Punishment, 51 Emory Law Journal 753 (2002).

The Search for Solidarity Through Modern Punishment, 51 Hastings Law Journal 829 (2000) (Lead Article).

> Selected as Core Text for commentary and abstracted in Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009).

Private Financing of Criminal Prosecutions and the Differing Protections of Liberty and Equality in the Criminal Justice System, 24 Hastings Constitutional Law Quarterly 665 (1997) (Lead Article).

BRIEF SCHOLARLY COMMENTARIES

Monstrous Offenders and the Search for Solidarity through Modern Punishment , Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009) at 253-62.

Reply to Comments, Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009) at 268-69.

Blakely, Booker, Accountability and Intelligibility, Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009) at 629-30.

Empirical Desert and the Endpoints of Punishment, Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009) at 53-54.

Restore to What? Supplementing Restorative Justice, Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009) at 601-02.

Outrage versus Anger and Hatred, Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009) at 651-52.

The Danger of Dangerousness as a Basis for Incarceration, Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009) at 83-84.

Why Here and Why Now? Bringing History and Sociology to bear on Punitive Pathology, Criminal Law Conversations, Paul Robinson et al eds. (Oxford University Press 2009) at 532-33.

WORKS IN PROGRESS OR FORTHCOMING

The Punitive Society, Oxford University Press, Crime and Public Policy Series.

SCHOLARLY MANUSCRIPT REVIEWS

Stanford University Press (2008)

New Criminal Law Review (2007)

Oxford University Press (New York) (2006)

SCHOLARLY PRESENTATIONS AND INVITED PANELS

The Jena 6, Mass Incarceration, and the Remoralization of Civil Rights, Jena 6 Symposium Conference, Harvard Civil Rights-Civil Liberties Journal, Harvard Law School, March, 2009.

Punishing Emotions, Panel on the Role of Emotion in the Criminal Law, 2008 Annual Meeting of Law and Society, June, 2008, Montreal, Canada.

Introductory Remarks, Parr Center for Ethics Symposium, *Torture and Interrogation: Have We Gone Too Far?* September, 2008.

Communitarian Desert, Symposium on Victims and the Criminal Justice System, Pace Law School, White Plains, New York, April, 2008.

The Punitive Society: Mass Incarceration in the U.S., 2007 Annual Meeting of the American Society of Criminology, Atlanta, Georgia, 2007.

U.S. Delegate, International Conference on New Theoretical Systems of Criminal Law, China University of Law and Political Science, Beijing, People's Republic of China, October 2007.

Pathological Justice: Distinguishing between Suicidal Homicide and Homicidal Suicide in Rampage Killings, International Congress of Law and Mental Health, Padua, Italy, June, 2007.

Moderator, *Citizen Ignorance, Police Deception, and the Constitution*, Texas Tech University School of Law Symposium, April 2007.

Inexpressive Punishment, Duke School of Law Summer Workshop Series, May 2006.

The Cultural Roots of American Incarceration in the 80s and 90s., Invited Lecture Series of the Department of Criminology, University College Dublin, October 2005.

Panelist, *Punishment Policy*, Federal Judicial Conference for the Eastern District of California, October 2006.

Invited Participant, Comparative Penal Policy Conference, University of Minnesota Law School, May 2005.

Moderator and Organizer, AALS Hot Topics Panel: *Supreme Court Surprises on Guideline Sentencing, Enemy Combatants and the Confrontation Clause: Happenstance or a new assertiveness?*, 2005 Annual Meeting of the AALS, San Francisco, California.

Inexpressive Punishment, Stanford Faculty Workshop Series, September 2005.

Supreme Court Surprises on Guideline Sentencing, Enemy Combatants and the Confrontation Clause: Happenstance or a New Assertiveness, Moderator and Convener, Hot Topics Panel, Annual Meeting of the Association of American Law Schools, January 2005.

Blakely and the Politics of Crime, Panel on *Blakely v. Washington*, at "The Future of American Sentencing: A National Roundtable on *Blakely*, Stanford Law School, October, 2004.

Soundbite Justice, Panel on Crime and the Media, Association of American Law Schools, Annual Meeting 2003.

Making The Crime Fit the Punishment, Stanford/Yale Junior Faculty Forum, Yale Law School, May, 2002.

Prohibition and The Current Drug War, Triangle Criminal Thinking Group, Chapel Hill, North Carolina, May, 2002.

The Parable of the Greens: A New Look at Racial Profiling, Faculty Workshop Series, University of North Carolina School of Law, October, 2001.

Monstrous Offenders, Focus on Faculty Presentation, University of North Carolina School of Law, March, 2001.

Prosecutorial Discretion: A Sunshine Approach, Triangle Criminal Thinking Group, December, 2000.

Crime Fear and Criminal Justice, Young Scholars Workshop, Southeast Regional Association of American Law Schools Annual Meeting, August, 2000.

A Contextual Approach to Legal Ethics, Carolina Seminar on the Professions, March, 2000.

The Constitution of Fear: Prosecutorial Government, Law and Society Association Annual Meeting, Discussant, May, 1999.

Crime Fear and Prosecutorial Discretion, Faculty Lunch Series, University of North Carolina School of Law 1999.

Academic Duty, Carolina Seminar on the Professions, Presenter and Moderator 1998.

Mandatory Minimum Sentences, Second Annual University of North Carolina School of Law Conference on Race, Class, Gender & Ethnicity: The Impact of Drug Laws on Minorities, Women, and Families, Moderator. 1998.

SELECTED PERIODICAL PUBLICATIONS

Protesting the Government's Misuse of Law, Raleigh News and Observer, May 10, 2009.

Prosecuting the Prosecutor: Did the DA in the Duke Lacrosse case commit a crime?, Slate Magazine, April 13, 2007.

Why the D.A. should be off the case. Raleigh News and Observer, December 21, 2006.

On trial: 'Beyond a reasonable doubt.' Raleigh News and Observer, October 17, 2003.

Hardin, Rudolf were two pros. Durham Herald-Sun, October 17, 2003.

Crime, Punishment, and Perception, Human Rights (A.B.A.), Spring 2002.

Protecting the Educational Rights of the Disabled Juvenile during the Dispositional Phase of Delinquency Proceedings, Newsletter of the Section on Juvenile Justice and Children=s Rights (State Bar of North Carolina), Fall 2001.

Coming to America with Fear, The Champion (A.B.A.), Fall 1989.

LEGAL EDUCATION LECTURES AND PANELS

Lecturer , Criminal Law and Criminal Procedure, Kaplan/PMBR Bar Review, 2009.

Lecturer, Criminal Law, Law Preview, 2008, 2009.

Opening Statements and Closing Arguments in Criminal Defense Cases: The Courage to be Your Convincing Self, Mississippi Public Defender's Conference, April 2009, Tunica, Mississippi.

The Punitive Society, Carolina Speaker's Program, Statesville Public Library, Statesvill, North Carolina, February, 2009.

An Introduction to Computer Crime Law, Festival of Legal Learning, UNC School of Law, February 2009.

Negotiating a Legal Negotiation, Festival of Legal Learning, UNC School of Law, February 2009.

Opening Statements and Closing Arguments: The Courage to be Your Convincing Self, Festival of Legal Learning, UNC School of Law, February 2009.

An Introduction to Computer Crime Law, Festival of Legal Learning, UNC School of Law, February 2009.

Moderator and Commentator, *Ethical Issues of Capital Punishment*, Parr Center Ethics in the Professions Seminar, UNC, October 2007.

Ethics in a Time of Terror, Festival of Legal Learning, UNC School of Law, February 2007.

Dealing with Mistakes: What Lawyers Can Learn from Virtue Ethics, Festival of Legal Learning, University of North Carolina School of Law, 2000.

Mistakes and Ethical Motivations, Southeast Regional Trial Advocacy Program, National Institute of Trial Advocacy, Lecturer, 1999, 2000, 2001, 2002.

Virtue Ethics and Professional Responsibility, Festival of Legal Learning, University of North Carolina School of Law, 1998.

Lecturer, Common Law Legal Systems, Negotiation, ABA Central and East European Law Initiative, November, 1995.

Essay Grader, California Bar Exam, 1993, 1994.

ACADEMIC SERVICE

Dean's Advisory Committee, UNC Law School 2008 to 2009

Chair, Faculty Speaker's Committee, UNC Law School 2008 to 2009

Annual Meeting Organizing Committee, American Society of Criminology, 2006 to 2007

Faculty Workshop Committee, UNC Law School, 2007 to 2008

Fellow, Parr Center for Ethics, 2005 to present

Associate Dean for Academic Affairs, UNC Law School, 2005 to 2006

Assessment Policy Advisory Committee, Office of the Provost, UNC 2005 to 2006

Appointments Committee, 2000-01; 2004-05; 2006-07

Co-Chairman, Faculty Workshop Series, University of North Carolina School of Law, 2002-2004

Academic Affairs Committee, UNC Law School, 2001-02, ex officio 2005-06

Founder and Moderator, Triangle Criminal Thinking Group, (Works-in-progress presentations by Duke, UNC and Wake Forest Law Faculty), 2000 to 2005

Participant, Carolina Seminar on the Professions, 1997 to 2002

PUBLIC SERVICE

Criminal Justice Data Integration Project, (Appointed by Provost), 2008 to present

Carolina Speakers Program, 2002 to present

Co-Director, Southeast Regional Trial Advocacy Program, National Institute of Trial Advocacy, 2000 to 2005

CREDENTIALS

Admitted to State Bar of North Carolina in 1997
Admitted to State Bar of California in 1987