**Janet C. Hoeffel**

Tulane Law School

6329 Freret Street

New Orleans, LA 70118

504-865-5895

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**Teaching Experience**

**Tulane Law School New Orleans, LA**

*Catherine D. Pierson*

*Professor of Law* July 2015 – present

*Catherine D. Pierson*

*Associate Professor of Law* July 2009 – July 2015

*Vice Dean of Academic Affairs* July 2009 – July 2012

*Associate Professor of Law* July 1999 – July 2009

Subjects: Criminal Law, Constitutional Criminal Procedure, Evidence, Death Penalty Law, Scientific Evidence, Gender and the Law

Awards: President's Award for Excellence in Graduate and Professional Teaching, 2017

The Felix Frankfurter Distinguished Teaching Award, 2005 & 2019, Sumpter Marks Grant Recipient, 2003

**Seattle University School of Law Seattle, WA**

*Visiting Professor* Summer 2016

Summer 2017

**Publications**

ARTICLES

Janet C. Hoeffel (with Pamela R. Metzger), *Charging Time*, 108 Iowa Law Review --- (forthcoming 2022).

Janet C. Hoeffel (with Pamela R. Metzger), *Criminal (Dis)Appearance*, 88 George Washington Law Review 392 (2020).

Janet C. Hoeffel, *The Warren Court and the Birth of the Reasonably Unreasonable Officer*, 49 Stetson Law Review 289 (2020).

Janet C. Hoeffel, Miranda*’s First Principles*, 50 Texas Tech Law Review 113 (2017).

Janet C. Hoeffel, *Death Beyond a Reasonable Doubt*, 68 Arkansas Law Review 267 (2017).

Janet C. Hoeffel & Stephen I. Singer, *Elections, Power and Local Control: Reining in Chief Prosecutors and Sheriffs,* 15 University of Maryland Law Journal of Race, Religion, Gender & Class 319 (2015).

Janet C. Hoeffel & Stephen I. Singer, *Activating a* Brady *Pretrial Duty to Disclose Favorable Information: From the Mouths of Supreme Court Justices to Practice*, 38 New York University Review of Law and Social Change 467 (2015).

Janet C. Hoeffel, *The Jurisprudence of Death and Youth: Now the Twain Should Meet*, 46 Texas Tech Law Review 29 (2013).

Janet C. Hoeffel & Stephen I. Singer, *Fear and Loathing at the U.S.*, 82 Mississippi Law Journal 833 (2013).

Janet C. Hoeffel, *The Roberts Court’s Failed Innocence Project*, 85 Chicago-Kent Law Review 43 (2010).

Janet C. Hoeffel, *Toward a More Robust Right to Counsel of Choice*, 44 San Diego Law Review 525 (2007).

Janet C. Hoeffel, *Deconstructing the Cultural Evidence Debate*, 17 Florida Journal of Law and Public Policy 303 (2006).

Janet C. Hoeffel, *Prosecutorial Discretion at the Core: The Good Prosecutor Meets* Brady, 109 Penn. State Law Review 1133 (2005).

Janet C. Hoeffel, *Risking the Eighth Amendment: Arbitrariness, Juries, and Discretion in Capital Cases*, 46 Boston College Law Review 771 (2005).

Janet C. Hoeffel, *The Sixth Amendment’s Lost Clause: Unearthing Compulsory Process,* 2002 Wisconsin Law Review 1275.

Janet C. Hoeffel, *The Gender Gap: Revealing Inequities in Admission of Social Science Evidence in Criminal Cases*, 24 University of Arkansas Little Rock Law Review 41 (2001).

CASEBOOKS AND HORNBOOKS

CRIMINAL PROCEDURE: INVESTIGATIVE – A CONTEMPORARY APPROACH (Interactive Casebook Series) (with Weaver, Burkoff, Hancock, Friedland & Singer) (West 6th ed. 2015).

CRIMINAL PROCEDURE: ADJUDICATIVE – A CONTEMPORARY APPROACH (Interactive Casebook Series) (with Weaver, Burkoff, Hancock, Friedland & Singer) (West 6th ed. 2015).

CRIMINAL PROCEDURE: ADJUDICATIVE PROCESSES, CASES, PROBLEMS AND EXERCISES (with Weaver, Burkoff, Hancock, Friedland & Singer) (West 5th ed. 2013).

CRIMINAL PROCEDURE: INVESTIGATIVE PROCESSES, CASES, PROBLEMS AND EXERCISES (with Weaver, Burkoff, Hancock, Friedland & Singer) (West 5th ed. 2013).

PRINCIPLES OF CRIMINAL PROCEDURE (Concise Hornbook Series) (with Weaver, Burkoff, Hancock, Friedland & Singer) (West 5th ed. 2014).

OTHER

Metzger, P., Hoeffel, J., Meeks, K., & Sidi, S., *Ending Injustice: Solving the Initial Appearance Crisis*, Deason Criminal Justice Reform Center (October 2021).

Janet C. Hoeffel, *Teaching to the Test*, 10 Ohio State Journal of Criminal Law 647 (2013).

Janet C. Hoeffel, Note, *The Dark Side of DNA Profiling: Unreliable Scientific Evidence Meets the Criminal Defendant*, 42 Stanford Law Review 465 (1990).

Janet C. Hoeffel, *Tribute: In Memory of John Kaplan*, 42Stanford Law Review 852 (1990).

**Symposia and Conference Presentations**

*Reforming Prosecution: Methods, Politics and Context*, Loyola Law Review & Vera Institute of Justice Symposium, Loyola Law School, March 2022.

Discussion Group, “From Police to Prisons: Pandemic & Post-Pandemic Reforms in the Criminal Legal System,” discussant, presented paper, Southeastern Association of Law Schools Annual Conference, July 2021.

Criminal Justice Ethics Discussion Group, via Zoom, June 2020.

Panelist, presented paper “Right to Counsel at Initial Appearance,” *CrimFest 2019*, Brooklyn Law School, July 2019.

Discussion Group, *Vulnerable People, Fragile Rights, Criminal Justice*, Southeastern Association of Law Schools Annual Conference, July 2019.

Discussion Group, *A 2020 Vision of Criminal Prosecution and Defense*, Southeastern Association of Law Schools Annual Conference, July 2019.

Discussion Group: *New and Established Voices in Criminal Procedure*, Southeastern Association of Law Schools Annual Conference, July 2019.

*Conversations on the Warren Court’s Impact on Criminal Justice – After 50 Years Later*, Stetson Law Review Symposium, April 2019.

Discussion Group: *The Warren Court & Criminal Procedure – 50 Years Later*, Southeastern Association of Law Schools Annual Conference, August 2018.

Discussion Group: *Disruptive Innovation in Criminal Defense*, Southeastern Association of Law Schools Annual Conference, August 2017.

Discussion Group, *Criminal Justice and Technology: Changes in Law, Practice, and Culture*, Southeastern Association of Law Schools Annual Conference, August 2017.

“Miranda*’s First Principles*,” Texas Tech Annual Criminal Law Symposium, Lubbock, TX, March 2017.

*Arkansas Law Review*’s Fall 2016 Symposium: *The Future of the Death Penalty*, University of Arkansas School of Law, Fayetteville, October 2016.

Symposium: *Miranda at 50*, Southeastern Association of Law Schools Annual Conference, August 2016.

Discussion Group: *Re-Imagining the Ideal Role of Prosecutors*; Southeastern Association of Law Schools Annual Conference, August 2016.

“Male Sexual Arousal and Getting to No,” All-Day Symposium on Violence Against Women, Annual Association of American Law Schools, New York City, January 2016.

“Teaching Criminal Procedure: Fifty Years of Experience,” Southeastern Association of American Law Schools Annual Conference, July 2015 (invited panelist with Jerald Israel and Yale Kamisar).

“Reversing Mass Incarceration: What Reforms Are Working (or Could Work) and Why?,” Southeastern Association of American Law Schools Annual Conference, July 2015 (discussion group)

“The Hidden Conflict in *Miller* Resentencing Representation,” *Criminal Justice Ethics Schmooze*, Fordham Law School, June 2015 (invited roundtable presenting papers).

“Challenging Prosecutorial Power Through Teaching, Scholarship and Service,” PDS in the Legal Academy Symposium, Georgetown Law Center, November 2014.

“*Floyd v. City of New York:* The Future of Stop and Frisk,” Southeastern Association of American Law Schools Annual Conference, August 2014.

“Mass Incarceration: The Criminal Justice That Got Us Here,” Southeastern Association of American Law Schools Annual Conference, August 2014 (discussion group).

“50 Years After *Brady v. Maryland*: Where Are We Now?” Southeastern Association of American Law Schools Annual Conference, August 2013 (discussion group).

“Collegiality & Service: Balance,” Newer Law Teachers Program, Southeastern Association of American Law Schools Annual Conference, August 2013.

Innovation Summit, Roundtable on Creating Student Assessment Tools, West and Foundation Press, Minneapolis, MN, July 2013 (exclusive invitation to eight law professors).

“Reflections on *Gideon* at 50,” American Association of Law Schools Mid-Year Meeting, San Diego, CA, June 2013.

“The Jurisprudence of Death and Youth,” Texas Tech Annual Criminal Law Symposium, Lubbock, TX, April 2013.

“Capstone Courses,” Annual Meeting of Association of American Law Schools, New Orleans, LA, January 2013.

“United States Supreme Court and Legislative Update: Governmental Powers and Individual Rights,” Southeastern Association of American Law Schools Annual Conference, July 2012.

Criminal Law Pedagogy Discussion Group, Southeastern Association of American Law Schools Annual Conference, July 2012.

“Fear and Loathing at the U.S. Border,” Criminal Procedure Discussion Forum, Yeditepe University, Turkey, May 2012.

“Rethinking *Katz* with New Technology,” Southeastern Association of American Law Schools Annual Conference, July 2011.

“Teaching Rape Shield Law,” Southeastern Association of American Law Schools Annual Conference, July 2009.

“’Our Perfect Constitution’: The Roberts’ Court’s Struggle with Innocence in Capital Cases,” Annual Criminal Procedure Forum, Emory Law School, December 2008.

“Teaching Criminal Law and Procedure in an Adversarial System,” Mexican Curricular Reform Project, Louisville, KY, April 2008.

“United States Supreme Court and Legislative Update: Governmental Powers and Individual Rights,” Southeastern Association of American Law Schools Annual Conference, July 2007.

“Practical Implications in State Sentencing Post-*Blakely*,” Southeastern Association of American Law Schools Annual Conference, July 2005.

“Prosecutorial Discretion and *Brady*,” Annual Criminal Procedure Forum, Brandeis University Law School, Louisville KY, November 2004.

“The Inequity of Gender-Specific Scientific Evidence in Criminal Cases,” The Ben J. Altheimer Symposium on The Impact of Science on Legal Decisions at the University of Arkansas at Little Rock William J. Bowen School of Law, March 2001.

“Sixth Amendment Analysis of Defense Proffers of Scientific Evidence,” Southeastern Association of American Law Schools Annual Conference, August 2000.

**Trainings**

“United States Supreme Court 2017 Term: Criminal Cases,” National Association of Appellate Court Attorneys, New Orleans, LA, July 2018.

“Back to Basics on Bail,” Louisiana State Bar Association/Louisiana Judicial Conference Summer School, Destin, FL, April 2013.

Facilitator, Criminal Practice Ethics Training, Tulane Law School, October 2012.

Louisiana Judicial College Annual Conference on Criminal Procedure, Lafayette, LA, April 2004, 2005, 2006, 2007.

Litigating Suppression Motions, Louisiana Juvenile Justice Training, New Orleans LA, 2003.

“Attacking Admissibility of Juvenile Confessions,” Louisiana Public Defenders Association’s Criminal Litigation Seminar, November 2000.

**Testimony**

* *State of Louisiana v. Brian Smith*, Expert on Death Penalty, May 2014.
* *State of Louisiana v. Robert Jones*, Expert on Competent Defense Counsel, October 2013.
* Testimony before Louisiana Senate Judiciary Committee on bill regarding Post-Conviction DNA Testing, 2006.

**Service**

**Law School**

(Current): Chair, Promotion & Tenure Committee

Appointments Committee

Dean’s Advisory Committee

Annual Dreyfous Endowed Lecture Series

Moot Court Faculty Advisor

(Past): ABA Site Visit Committee (co-drafted Self Study)

Chair, Academic Affairs Committee

Chair Selection Committee

Dean Search Committee, 2008-09

Chair, Appointments Committee

Chair, Search Committee for Admissions Dean

Strategic Planning Committee

Public Interest Law Foundation Faculty Advisor

Street Law Program Faculty Advisor

Vice Dean Designed, Implemented and Ran Successful Intensive Skills-Training

2009-12: Intersession Program (2 years)

Designed and Ran New Academic Support Program

*Ex Officio* Member of Academic Affairs, Dean’s Advisory and Appointments

Committees

**University** Chair, Senate Committee on Equal Opportunity and Anti-Discrimination Grievances

**Service:** Against Faculty

Ad Hoc Committee to Develop Know-Your-Rights Workshop for student athletes

Senate Committee on Equal Opportunity and Institutional Equity (2018-2020)

University Teaching Awards Committee (2017-19)

Chair, Senate Committee on Assessment (2016-17)

Senate Diversity and Inclusive Excellence Committee (2012-13)

SACS (University Accreditation) Committee (2010-11)

Course Evaluation Task Force (2010-11)

Chair, Senate Committee on Academic Freedom and Responsibility of

Students (2008-09)

University Senate Representative (2008-09)

**Outside** Southeastern Association of American Law Schools:

**Service:** Chair, Moderator Committee

Program Review Committee

Capital Appellate Project, Board Chair

Promise of Justice Initiative, Board Secretary

Innocence Project New Orleans, Case Review Panel

Chair, Quality Assurance Committee for the Office of the Independent Police Monitor

Executive Committee, Evidence Section of AALS (2016-19)

Planning Committee for 2018 AALS Workshop for New Law Teachers

Louisiana Public Defender Board Member (2006-09)

Chair, Innocence Project New Orleans Board (2005-06)

Assessment Team Leader for Louisiana, ABA Death Penalty Moratorium

Project (2005-07)

Louisiana State Bar Association Right to Counsel Committee, 2003-2004

**Education**

Stanford Law School Stanford, CA

*Juris Doctor*  June 1990

Honors: Order of the Coif; Graduated With Distinction; *Stanford Law Review*

Awards: Irving Hellman, Jr. Special Award (outstanding student note)

Frank Baker Belcher Evidence Award

Steven M. Block Civil Liberties Award (distinguished written work on

issues relating to personal freedom).

Princeton University Princeton, N.J.

*Bachelor of Arts in History*  June 1985

Honors: *Cum Laude*

Awards: David F. Bowers Prize in American Studies

Senior Thesis: *The Changing Concept of Juvenile Justice in America*

**Legal Experience**

Haddon, Morgan & Foreman, P.C. Denver, CO

*Associate* January 1998 - June 1999

Public Defender Service for the District of Columbia Washington, D.C.

*Trial Attorney, Appellate Attorney, Supervisor* Oct. 1991 - Nov. 1997

Federal District Court Judge Milton I. Shadur Chicago, IL

*Law Clerk* Sept. 1990 - Sept. 1991