ANNA OFFIT

SMU Dedman School of Law 3315 Daniel Ave | Dallas, TX 75205 | 917-359-8206 aoffit@smu.edu

ACADEMIC POSITIONS

SMU Dedman School of Law

Assistant Professor of Law 2019-

Honors: Recipient of SMU Women in Law Distinguished Professor Award, 2022

In recognition of "excellence in teaching, outstanding leadership, and demonstrated support of students at SMU Dedman School of Law."

SMU Department of Anthropology

Assistant Professor of Anthropology (by courtesy) 2019-

New York University School of Law

Postdoctoral Research Fellow, Civil Jury Project 2018-2019

University of Oslo, Department of Public and International Law

Visiting Researcher, 2015-2016

EDUCATION

Princeton University, Anthropology, Ph.D., 2018

Dissertation: Making the Case for Jurors: An Ethnographic Study of U.S. Prosecutors

Georgetown University Law Center, J.D., 2012

Honors: Georgetown Journal of Legal Ethics (Editor-in-Chief, 2011-2012)

St. Thomas More Award, Global Teaching Fellow, CALI Award (received twice for best exam), Pro Bono Pledge Honoree, Student

Advocacy Award, Dean's List (2010-2011)

University of Cambridge, Social Anthropological Analysis, M.Phil. 2009

Thesis: Expertise, Common Sense, and the Production of Evidence: An Analysis of the

Grand Jury System

Princeton University, Anthropology, A.B., 2008, summa cum laude

Honors: Phi Beta Kappa, Shapiro Prize for Academic Excellence, Francis

Biddle Sophomore English Prize, Grace May Tilton Prize in Fine

Arts, Environmental Studies Senior Thesis Prize

PUBLICATIONS

Book

The Imagined Juror: How Hypothetical Jurors Influence Federal Prosecutors, NYU Press, August 2022.

Articles

Religious Convictions, 101 N.C. L. Rev. ___ (forthcoming 2022/2023).

The Character of Jury Exclusion, 106 MINN. L. REV. 2173 (2022).

Antidiscrimination Law through a Sociolegal Lens, 73 ALA L. REV. 4 (2022) (Symposium).

Benevolent Exclusion, 96 WASH L. REV. 2 (2021).

Reviewed in <u>Jotwell</u>: Doron Dorfman, A Seat at the Table: The Case of Indigent Jurors, JOTWELL (July 27, 2022) (reviewing Anna Offit, Benevolent Exclusion, 96 Wash. L. Rev. 613 (2021)), https://equality.jotwell.com/a-seat-at-the-table-the-case-of-indigent-jurors/.

Race-Conscious Jury Selection, 82 OHIO ST. L.J. 1 (2021).

- The Ohio State Law Journal Online featured a <u>responsive Article</u> to this piece, authored by Professor Nancy Marder of the Chicago-Kent School of Law.
- Featured on June 2, 2021 in the Ninth Circuit New and Noteworthy Bulletin: https://content.govdelivery.com/accounts/USFEDCOURTS/bulletins/2e4e386
- Featured on *Race, Racism, and the Law* Blog, June 17, 2021: https://racism.org/articles/law-and-justice/criminal-justice-and-racism/138-sentencing/9547-race-conscious-jury-selection-9547

Playing by the Rule: How ABA Model Rule 8.4(g) Can Regulate Jury Exclusion, 89 FORDHAM L. REV. 4 (March 2021) (Stein Colloquium on The Judicial Role in Professional Regulation at Fordham Law School).

Utfordringer ved komparative juryundersøkelser: Tilfellet Norge, TIDSSKRIFT FOR STRAFFERETT (2019). [The Challenges of Comparative Jury Research: The Norwegian Case, Journal of Criminal Justice] (with Professor Ulf Stridbeck, University of Oslo)

 Posted to Juries Blog, Edited by Thaddeus Hoffmeister, Professor of Law at the University of Dayton School of Law: https://juries.typepad.com/juries/jury-law-review-articles/

Prosecuting in the Shadow of the Jury, 113 Nw. U. L. REV. 1071 (2019).

 Reviewed by Rebecca Roiphe, "Are Make Believe Juries as Good for Prosecutors as Real Ones?" in *Legal Profession Jotwell*, May 14, 2019, https://legalpro.jotwell.com/are-make-believe-juries-as-good-for-prosecutors-as-real-ones/

Strengthening the Civil Jury (with Richard L. Jolly), 31 CAL. LIT. 3 (2018).

Peer Review: Navigating Uncertainty in the United States Jury System, 6 U.C. IRVINE L. REV. 169 (2016) (10th Anniversary New Legal Realism Symposium).

Critical Review Essay: Giving Life to the Death Penalty, POLITICAL AND LEGAL ANTHROPOLOGY REVIEW (2016).

The Conscience and Culture of Prosecution: An Introduction, 25 GEO. J. LEGAL ETHICS 4 (2012).

Ethical Guidance for a Grander Jury, 24 GEO. J. LEGAL ETHICS 761 (2011).

Peer-reviewed Publications

The Jury is Out: An Ethnographic Study of Lay Participation in the Norwegian Legal System, Political and Legal Anthropology Review, Vol. 1, Issue 2, (November 2018).

Trial Processes in International Encyclopedia of Anthropology (2018).

With Jurors in Mind: An Ethnographic Study of Prosecutors' Narratives, LAW, CULTURE, AND THE HUMANITIES JOURNAL (2017).

Book Chapters

Dismissing the Jury: Mixed Courts and Lay Participation in Norway, JURIES, LAY JUDGES, AND MIXED COURTS: A GLOBAL PERSPECTIVE, (Shari Diamond, Valerie Hans, Sanja Kutnjak Ivkovic, Nancy Marder, eds.) Cambridge University Press (August 2021).

Storied Justice: The Narrative Strategies of U.S. Federal Prosecutors, in THE EMERALD HANDBOOK OF NARRATIVE CRIMINOLOGY (Fleetwood, Presser, Sandberg and Ugelvik eds.) (2019).

Other Writing

The Cultural Logic of Legal Collaboration: Enduring Lessons from Hopewell (Invited Essay to honor Legal Anthropologist Carol Greenhouse), in THE POLITICAL AND LEGAL ANTHROPOLOGY REVIEW, (2020), Available here: https://polarjournal.org/2020/07/07/the-cultural-logic-of-legal-collaboration-enduring-lessons-from-hopewell/

Technology Can't Replace In-Person Jury Trials, but It May Help During a Pandemic (Op Ed) INSIDE SOURCES, June 12, 2020, Available here: https://perma.cc/4874-Z5VW

- Quoted in The Importance of Jury Duty, PEOPLE NEWSPAPERS, September 7, 2020, Available here: https://www.parkcitiespeople.com/2020/09/07/the-importance-of-jury-duty/
- This Op Ed was reprinted in over 30 local papers with a total circulation of over 600,000.
- Quoted in *In a test case, Collin County jury renders verdict on Zoom for the first time; too risky for a full trial?* THE DALLAS MORNING NEWS, May 22, 2020. *Available here:* https://www.dallasnews.com/news/courts/2020/05/22/in-a-test-case-collin-county-jury-meets-on-zoom-for-the-first-time-but-some-lawyers-say-its-too-risky-for-real-trial/

It's time to build a pandemic-proof, juror-friendly trial (Op Ed), The Hill, May 15, 2020, Available here: https://perma.cc/ULM3-WR24

- The proposals contained in this Op Ed were discussed by Brandon Marc Draper: And Justice for None: How COVID-19 Is Crippling the Criminal Jury Right, 62 B.C. L. Rev. E. Supp. I.-1 (2021), http://lawdigitalcommons.bc.edu/bclr/vol62/iss9/1/.
- This Article prompted an interview featured in the February 1 issue of the ABA Law Journal: *Judges differ on when it's safe to hold in-person jury trials*, https://www.abajournal.com/magazine/article/judges-differ-on-when-its-safe-to-hold-in-person-jury-trials

Guyger trial demonstrates power of juries. Here's how we can make them even stronger (Op Ed), FORT WORTH STAR-TELEGRAM, October 4, 2019.

Review: Steven Brill on the History of Arbitration Clauses, 3 JURY MATTERS 6 (2018).

Book Review: The Humanities and Public Life. By Peter Brooks (ed.) with Hilary Jewett., 48 LAW & SOC'Y REV. 991 (2014).

Injustice Behind Closed Doors: Civil Juries and the #MeToo Movement, 3 JURY MATTERS 3 (2018).

The Long Shadow of the Civil Jury Trial, 3 JURY MATTERS 2 (2018).

REPORT ON SEXUAL VICTIMIZATION IN PRISONS AND JAILS, U.S. Department of Justice, Washington, DC. (2012) (Contributing Law Clerk).

Letter to the Editor: The Jury's Duty When the Law Is Unfair, New York Times, (December 22, 2011).

PROFESSIONAL EXPERIENCE

Legal Practice

Department of Justice, Office for Civil Rights, Office of Justice Programs Law Clerk, 2010-2012

United States Attorney's Office

Summer Intern, 2010

Teaching

Evidence, Lecture Course

SMU Dedman School of Law, Spring 2020; Fall 2020; Spring 2022

Criminal Law, 1L Lecture Course

SMU Dedman School of Law, Fall 2019; Fall 2021 (two sections)

Criminal Jury Reform, Edited Writing Seminar

SMU Dedman School of Law, Fall 2019; Fall 2020

SJD Student Supervision, Afrah Altubait, Forensic Evidence in Criminal Cases

SMU Dedman School of Law, Spring 2022

Supervised Research, Sex Discrimination in the Jury System

SMU Dedman School of Law, Fall 2020

Clues, Evidence, Detection: Law's Stories

Assistant Instructor for Peter Brooks, Princeton University, 2014-2015

Women's Bodies, Women's Lives

Assistant Instructor for Alma Gottlieb, Princeton University, 2013-2014

Terrorism and Abduction: Law in a Global Context

Global Teaching Fellow for Julie Ross, Georgetown Law, 2011-2012

Criminal Law

Clinical Instructor, Bell Multicultural High School, Washington, D.C., 2010-2011

Death Penalty and Extradition

Global Teaching Fellow for Peter Tague, Georgetown Law, 2010-2011

Interdisciplinary Undergraduate Thesis Workshop

Coordinator, Whitman College, Princeton University, 2013-2014

Peer-Reviewer

Law & Society Review, Law & Society Association

2019-Present

Legal Ethics (journal), Birmingham Law School, University of Birmingham 2019-Present

Oñati Socio-Legal Series, International Institute for the Sociology of Law in Oñati, Spain, 2018—Present

GRANTS AND FELLOWSHIPS

Law & Social Sciences Program Dissertation Research Grant, National Science Foundation, 2015-2018

Dissertation Summer Research Grant, Princeton Institute for International and Regional Studies, Princeton University, 2017

Laurance S. Rockefeller Graduate Prize Fellowship, University Center for Human Values, Princeton University, 2016-2017

Fellowship of Woodrow Wilson Scholars, (declined), Princeton University, 2016-2017

Dissertation Summer Research Grant, Princeton Institute for International and Regional Studies, Princeton University, 2016

Travel Grant, Wenner-Gren Foundation, European Association of Social Anthropologists, 2016

U.S. Fulbright Research/Study Grant (Norway), U.S.-Norway Fulbright Foundation, 2015-2016

Lois Roth Award, Lois Roth Endowment, 2015-2016

Arthur J. Liman Fellowship, Princeton's Program in Law and Public Affairs, Princeton University (declined), 2012-2013

William A. Dippel '50 Graduate Fellowship, Princeton University, 2012

SELECTED PRESENTATIONS

(Featured Author), Association of Political and Legal Anthropology Reading Group, May 5, 2023

(Chair), Law & Society Association Annual Meeting, Professional Development Panel on Law and Anthropology, July 2022

(Presenter), CrimFest, New York, July 2022

(Participant), Criminal Justice Ethics Schmooze, *Ethics of Jury Selection: Prosecutors and the Public*, New York, June 2022 (co-hosted by New York Law School, Cardozo Law School, Fordham Law School)

(Co-Presenter), Model Rule 8.4(g): Ethical Considerations During Jury Selection, Continuing Legal Education Program as part of the North Texas Federal Criminal Law American Inn of Court, April 2022

(Selected Participant), AALS Women in Legal Education, Works in Progress (Work-in-Progress) session, Other Voices in Feminist Legal Theory, Association of American Law Schools, Annual Meeting, January 2022

(Invited Speaker), *Thinking Inside the Box: How Imagined Jurors Shape Prosecutorial Discretion*, Center for Empirical Research on the Legal Profession, UCI Law, November 2021

(Moderator) Legal Anthropology Roundtable, American Anthropological Association Annual Meeting, November 2021

(Selected Participant) Religious Convictions, American Bar Association Criminal Justice Section/Academy for Justice Workshop, November 2021

(Presenter), Prosecuting Rape in Norway: Assessing the Merits of Lay Judge Anonymity with a High-Profile Case, American Society of Comparative Law Annual Meeting, University of Wisconsin Law School, October 2021

(Selected Participant), Religious Convictions, SEALS Works-in-Progress Workshop, July-August 2021

(Participant), CrimFest, Work-in-Progress Panel, July 2021

(Invited External Examiner), Jury Trials in Small Town America, Knox College Honors Program, May 2021

(Organizer/Respondent), SMU Virtual Book Workshop, *Thinking Inside the Box: How Prosecutors Invent Jurors to Pursue Justice*, June 2021 (Moderated by Lolita Buckner Inniss; Speakers: Bennett Capers, Carissa Byrne Hessick, Bruce Green, Julia Simon-Kerr, Jessica Roth, Shima Baradaran Baughman)

(Selected Presenter), The Paradox of Impartiality: Seeking Unbiased Jurors for a Biased Criminal Justice System, Law & Society Association, May 2021

(Invited Presenter), *Jury Discrimination through a Sociolegal Lens*, Legal Anthropology Symposium Issue Workshop, March 2021

(Invited Speaker), Defining Scholarship in the Twenty-First Century, Section on Scholarship, Co-Sponsored by Constitutional Law, Comparative Law, and Law and Anthropology, AALS Annual Meeting, January 2021

(Invited Speaker), Re-presenting Qualitative Scholarship, AALS Annual Meeting, January 2021

(Selected Participant), The Paradox of Impartiality: Seeking Unbiased Jurors for a Biased Criminal Justice System, ABA-AALS Academy for Justice Criminal Justice Roundtable, November 2020

(Invited Author and Colloquium Participant), Playing by the Rule: How ABA Model Rule 8.4(g) Can Regulate Jury Exclusion, Fordham Law School, New York, NY October 2020

(Invited Presenter), ITT Chicago-Kent College of Law, Faculty Workshop Series, October 2020

(Invited Author and Roundtable Participant), University of Alabama School of Law, August 2020

(Panelist), Deason Criminal Justice Reform Center's "Systemic Barriers to Social Change and Civic Participation," moderated by Jeff Kahn, organized by Kenitra Brown and Erika Fadel. July 2020

(Organizer), Roundtable on Legal Anthropology Methodology, Law and Society Association, Denver, CO, Spring 2020

(Panelist), The Abolition of Norway's Jury System and Its Aftermath, Law and Society Association, Denver, CO, Spring 2020

(Invited Author; Corresponding Panel Postponed Due to COVID-19), Roundtable in Honor of Legal Anthropologist Carol Greenhouse, American Ethnological Society and Association for Political and Legal Anthropology, Austin, TX Spring 2020

(Organizer), Book Panel: Radical Enfranchisement in the Jury Room and Public Life, Association of Law, Culture, and the Humanities, Quinnipiac University School of Law, North Haven, CT, Spring 2020

(Invited keynote speaker, annual James Otis Lecture), "Reviving the American Jury," American Board of Trial Advocates (ABOTA) National Foundation, The Center for American and International Law, Plano, TX 2019

"Race-Conscious Jury Selection," (Panelist) CrimFest, Brooklyn Law School, New York, July 2019

(Invited Participant) Criminal Justice Ethics Schmooze, Benjamin N. Cardozo School of Law, New York, June 2019

(Invited panelist) Law and Anthropology Roundtable, Law & Society Association Annual Meeting, Washington, D.C., 2019

(Invited lecture) "The Language of U.S. Jury Exclusion," Speaker Series on Linguistics and Law, Northeastern University, Boston, Spring 2019

"Reasonable Doubt: An Ethnographic Study of Lay Participation in Norway," Law & Society Association Annual Meeting, Toronto, Ontario 2018

"Prosecutorial Ethics and Imagined Jurors," Association of Law, Culture, and the Humanities Annual Conference, Stanford University Law School, 2017 (Finalist in Political and Legal Anthropology Graduate Student Paper Prize competition)

"Ethnographies of Corruption," (Chair) American Anthropological Association Annual Meeting, Washington, DC 2017

"Narrative Constructions of Legal Ethics," (Chair) Association of Law, Culture, and the Humanities Annual Meeting, Stanford Law School, 2017

"Prosecution in the Shadow of the Jury," Georgetown University Law Center Fellows Colloquium, Washington, D.C., 2017

"Dismantling Alternative Facts: Prosecuting Public Corruption in an American Courtroom," American Anthropological Association Annual Meeting, Washington, DC, 2017

"Narrating Public Corruption," Narrative Criminology Symposium, University of Oslo, 2017

"Prosecution in the Shadow of the Jury," Criminal Justice Workshop, New York Law School, 2017

"Democratizing Justice: The Vital Role of Jurors in the Age of the Vanishing Trial," Princeton Program in Law and Public Affairs, Princeton University, 2017

(Invited lecture) "Lay Participation in Legal Systems: The Cases of Norway and the United States," Institute Talk, Department of Public and International Law, University of Oslo, 2016

(Invited lecture) "The Jury is Out: An Ethnographic Study of Lay Participation in Norway," U.S.-Norway Fulbright Foundation Seminar, University of Oslo, 2016

"Narrative Constructions of Legal Evidence," (Chair) American Anthropological Association Annual Meeting, Minneapolis, MN 2016

"Participant Observation with Federal Prosecutors," Post-fieldwork Presentation, Department of Anthropology, Princeton University, 2016

"An Ethnographic Study of Federal Prosecutors' Stories," American Anthropological Association Annual Meeting, Minneapolis, MN, 2016

"Norwegian Lawyers' Evidentiary Practices during Jury Trials," European Association of Social Anthropologists Biennial Meeting, University of Milano-Bicocca, 2016

"An Ethnographic Study of Lay Participation in the Norwegian Legal System," Narrative Criminology Seminar, University of Oslo, 2016

(Invited lecture) "Jury Selection in American Courts: Current Issues," Workshop for judges, prosecutors and researchers, University of Tromsø Law Faculty, 2015

(Invited lecture) "Comparative Jury Research," Regional Public Prosecution Office in Oslo, Norway, 2015

(Invited lecture) "Ethnographic Jury Research," *The Art of Jury Selection*, New York Bar Association Continuing Legal Education Course, 2015

(Invited lecture) "Federal Jury Selection," New York Bar Association Litigation Committee, 2015

"Studies of Prosecution," (Chair, Discussant) Law & Society Association Annual Meeting, Seattle, WA, 2015

"Uncertainty in the United States Jury System," Workshop, Georgetown University Law Center, 2015

"When Certainty Enters the Story: Managing Narrative Logic in a Child Abuse Prosecution, Part II," Graduate Seminar, Princeton Program in Law and Public Affairs, Princeton University, 2015

"When Certainty Enters the Story: Managing Narrative Logic in a Child Abuse Prosecution, Part I," Association of Law, Culture, and the Humanities Annual Meeting, Georgetown University Law Center, 2015

(Invited discussant), Ethics, Engaged Anthropology Workshop, Department of Anthropology, Princeton University, 2014

(Invited lecture) "Federal Jury Selection Practices," Continuing Legal Education Course for a United States Attorney's Office, 2014

"The Interplay of Place and Justice in Federal Jury Selection," American Anthropological Association Annual Meeting, Washington, DC, 2014

"Opening Statements: Toward an Ethnographic Study of Legal Narrative," Workshop, Georgetown University Law Center, 2014

"The Vital Role of Imagined Jurors in the Age of the Vanishing Trial," Law & Society Association Annual Meeting, Minneapolis, MN, 2014

"Prosecuting Narratives: The Ethics of Opening Statements," Princeton-Rutgers Criminal Justice Working Group, Princeton University, 2014

"The Peremptory Challenge: Jury Selection and Everyday Evaluation," American Ethnological Association Annual Meeting, Boston, MA, 2014

(Invited presentation) "Peer Review: Managing Uncertainty in the United States Jury System," Doctoral Scholarship Conference, Yale Law School, 2013

"The Real Place of Imagined Jurors," Workshop, Georgetown University Law Center, 2013

"Contested Agency in a Legal Movement," Association of Law, Culture and the Humanities Annual Meeting, University of London, Birkbeck, UK, 2013

"Peer Review: Jury Selection in a Densely Populated City," Princeton-Temple-Penn Graduate Conference, University of Pennsylvania, 2013

SELECTED SERVICE TO LAW SCHOOL AND UNIVERSITY

SMU Institutional review Board, Member

2022-Present

SMU Faculty Senate: Executive Committee Member; Law School Representative; Speech Committee Member; COVID Childcare Working Group Member; Benefits Committee Liaison

2019-Present

SMU Student Life

- Commencement Hooder (selected by LLM students and JD students), May 2022
- SMU Law Prelaw Scholars Course, Guest Lecturer, April 2022
- SMU Law, Admitted Students Day, (Mock) Lecturer, April 2022
- SMU Law, International Law Society, Invited Speaker April 2022
- SMU Diversity, Equity, & Inclusion Training Needs Walk & Talk Participant, February 2022

- SMU Law Women in Law Welcome Event, September 2021
- SMU Law Orientation Instructor, August 2021
- SMU Law Flash Class, "Policing and Protest in America," June 2020
- Don Smart Directed Research Competition Judge, August 2020

Secretary, SMU Law Meetings of the Faculty

2021-Present

SMU Law Inn of Court Faculty Adviser

Raggio 2021-Present; Callejo 2020-2021

Endowed Lectures and Faculty Forum Committee, Member

2020-Present

SMU Dedman School of Law, Honor Council, Alternate Member

2019-Present

SMU Dedman School of Law, Teaching Committee Member

2019-2020

SELECTED SERVICE TO PROFESSION AND COMMUNITY

Association of Political and Legal Anthropology, Board Member (Elected)

2022-2025

Ethics Task Force of the Mayor of Dallas, Member

2020-Present

- Speaker before City of Dallas Ad Hoc Committee on General Investigating and Ethics in support of Ethics Reform Task Force Proposal, October 21, 2021.
- Speaker before Dallas City Council in support of Ethics Reform Task Force Proposal, December 1, 2021.

AALS Section on Law and Anthropology, Chair

2022- Present (2020-2021: Chair-elect)

North Texas Federal Criminal Law American Inn of Court, SMU Faculty Co-Representative 2022- Present

American Society of Comparative Law, SMU Law "Director & Editor Designee" (Representative for the Law School and Participant/Voter in Governance Matters)

2019-Present

Law and Society Association Kalven Prize Committee, Member

2022- Present

Ethics Task Force, Temple Emanu El Dallas

2021-Present

High School Mentor (Volunteer), Frisco Independent School District, Frisco, TX

2021-2022 academic year; 2020-2021 academic year (Currently supervising second independent study on criminal justice reform)

CrimFest, Criminal Law and Criminal Justice Seminar Subgroups, Member

2019-Present

Academic Adviser, Civil Jury Project

2019-Present

Princeton University Alumni Interviewer

2018-Present

Ethnography, Law & Society Collaborative Research Network, Law & Society Association

Panel Organizing Committee Co-Chair, List Manager, 2016-present

Institutional Review Board, The Rockefeller University

Member, 2018-2019

International Research Collaborative, "Ethnographies of Legal Transformation"

Coordinator, 2016-2017 (NSF-funded)

Georgetown Law Scholar (Faculty Summer Workshop presenter and attendee)

Member, 2012-2019

Student Health Plan Advisory Council, Princeton University

Member, 2014-2018

Program in Law and Public Affairs, Princeton University

Seminar Coordinator, Graduate Student Seminar, 2013-2014

University Student Life Committee, Princeton University

Graduate Student Chair, 2012-2013

Department of Anthropology Faculty Committee, Princeton University

Graduate Student Liaison, 2012-2013

Georgetown University Institutional Review Board

Volunteer and Law Student Extern, 2011-2012

Society for Anthropological Studies, Cambridge University

Co-President, 2009

BAR ADMISSIONS

New York (2013), New Jersey (2013)