

# PAMELA R. METZGER

## ACADEMIC EXPERIENCE

SMU DEDMAN SCHOOL OF LAW, Dallas, TX (2017 – present)

*Professor of Law*

*Director, Deason Criminal Justice Reform Center*

TULANE LAW SCHOOL, New Orleans, LA (2001 – 2017)

*Robert A. Ainsworth Professor in the Courts and the Federal System*

*Director, Criminal Law Clinic, 2001 - 2008*

SEATTLE UNIVERSITY LAW SCHOOL, Seattle WA

*Visiting Professor of Law, Summer 2010, 2012, 2015 & 2016*

WASHINGTON AND LEE UNIVERSITY SCHOOL OF LAW, Lexington, VA

*Visiting Professor & Director, Alderson Legal Assistance, May 1999 - May 2001*

FORDHAM UNIVERSITY SCHOOL OF LAW, New York, NY

*Adjunct Clinical Professor, January 1993 - May 1995*

BROOKLYN LAW SCHOOL, Brooklyn, NY

*Seminar Instructor and Externship Supervisor, September 1994 - May 1996*

## SELECTED PUBLICATIONS AND WORKS-IN-PROGRESS

*Criminal (Dis)Appearance*, 88 GEO. WASH. L. REV. \_\_ (2020) (co-authored with Janet Hoeffel).

*Constitutional Outcomes as Measure of Quality in Indigent Defense Systems* (in progress).

*An Empirical Comparison of Outcomes in Vertical and Horizontal Public Defender Structures* (research-in-progress with the Quattrone Center for the Fair Administration of Justice; funded by The Laura and John Arnold Foundation).

*Confrontation as a Rule of Production*, 24 WM. & MARY BILL OF RTS. J. 994 (2016).

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*Defending Data*, 88 S. CAL. L. REV. 1057 (2015) (co-authored with Andrew Ferguson).

*Me and Mr. Jones: A Systems Approach to an Indigent Defense Catastrophe*, 78 ALB. L. REV. 1261 (2015).

*Fear of Adversariness: Using Gideon to Restrict Defendants' Invocation of Adversary Procedure*, 122 YALE L.J. 2550 (2013).

*Confrontation Control*, 45 TEX. TECH. L. REV. 83 (2012).

*Doing Katrina Time*, 81 TUL. L. REV. 1175 (2007).

*Cheating the Constitution*, 59 VAND. L. REV. 475 (2006)

*Carrie Mae Weems and the Louisiana Project: Legislating and Litigating Whiteness in Louisiana*, Exhibit Catalogue, Woldenberg Art Gallery (2004).

*Beyond the Bright Line: A Contemporary Right To Counsel Doctrine*, 97 NW. U. L. REV. 1635 (2003).

*AIDS and the Federal Criminal Defendant*, The New York Defender, Vol. XIII, No. 1, (1993).

### SELECTED PRESENTATIONS

*Igniting Change, Expanding the Movement: A Roundtable and Idea Lab on Indigent Defense and Criminal Justice Reform*, Invited Expert, Washington, DC (November 2019).

*Legal Services for the Indigent: Rural Defense*, Discussant, American Society of Criminology, Atlanta, GA (November 2019).

*Criminal (Dis)Appearance*, Presenter, American Society of Criminology, Atlanta, GA (November 2019).

*Technology and Rural Criminal Justice*, National Association for Justice Information Systems, Invited Lecturer, Baltimore, MD (October 2019).

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*Evidence-Based Thinking from Arrest to Sentence: The Future of Criminal Justice Research*, Invited Discussant, A2J (Access to Justice Lab Workshop) Harvard Law School, Cambridge, MA (May 2019).

*Criminal Justice Research: Strategies and Initiatives for Building Research Centers*, Invited Panelist, Thurgood Marshall College Fund & Center for Advancing Opportunity, Washington, DC (April 2019).

*Criminal (Dis)Appearance*, Workshop, Tulane University Law School, New Orleans, LA (April 2019).

*Awake, Engaged and Responding to the Call for a New Social Structure: A Conversation About Legal Academia, Advocacy, Direct Action and Attrition*, Panelist, AALS Annual Meeting, New Orleans, LA (January 2019).

*Criminal Justice and Dispute Resolution: Transparency, Metrics and Empirical Research*, Invited Speaker, Texas A& M School of Law, Fort Worth, TX (November 2018).

*The Power of Data to Improve Criminal Justice Policy and Public Defense*, Invited Speaker, Public Policy Research Institute, Texas A & M, College Station, TX (November 2018).

*Quality Metrics in Indigent Defense*, Paper Presentation, American Society of Criminology, Atlanta, GA (November 2018).

*Criminal Justice Reform: The New Civil Rights Movement*, Dartmouth College, Hanover, NH (September 2018).

*Emerging Conflicts in Public Defense*, Panelist, ABA Annual Summit on Public Defense, Chicago, IL (April 2018).

*Research and Data in Indigent Defense*, Speaker, ABA Roundtable on Public Defense (by invitation only), Chicago, IL (April 2018).

*Day of Empathy*, Moderator, *It's Criminal* (Movie and Discussion), Dallas TX (March 2018).

## **PAMELA R. METZGER**

*Happy Hour with An Agenda: The Future of Criminal Justice in Dallas*, Moderator, D Magazine, Dallas, TX (February 2018).

*Collective Gideon*, Panelist, Eighth Annual Legal Ethics and Professionalism Symposium: Conflicts of Interest in Multi-party Litigation, University of Georgia Law School, Athens, GA (February 2018).

*Ethics for Defenders*, Speaker, Winning Strategies Program, Administrative Office of Courts, Federal Defender Training, New Orleans, LA (January, 2018).

*Criminal Justice Issues*, Plenary Panel, ClassCrit Conference, New Orleans, LA (November 2017).

*The Right to an Attorney: Ensuring Due Process for All Defendants*, Panelist: Advancing Justice Conference, Washington, D.C. (October 2017).

*Why Defenders Need Data*, Plenary Speaker, Kansas FPD Annual Training Conference, Lawrence, KA (October 2017).

*Unlikely Allies*, Deason Family Criminal Justice Reform Center at the SMU Dedman School of Law, Dallas, TX (August 2017).

*Ethics for the Federal Criminal Defense Team*, Defender Services Training Conference, New Orleans, LA (July 2017).

*Criminal Defense Resilience*, King County Office of the Public Defender, Seattle, WA (July 2017).

*A Preliminary Assessment of Mindfulness Training for Criminal Law Stakeholders*, Annual Conference of American Psychology-Law Society, Seattle WA (March 2017).

*Defining Quality, Choosing Metrics*, American Society of Criminology, New Orleans, LA (November 2016).

*Junior-Senior Faculty Workshop*, University of North Carolina, Chapel Hill, NC (October 2016).

*Ethics Panel*, Federal Bar Association Annual Conference on Immigration, New

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Orleans, LA (May 2016).

*NLADA Defender Research Consortium*, Baltimore, MD (December 2015).

*Measuring Quality in Prosecution*, University of Pennsylvania Law School, Quattrone Center for the Fair Administration of Justice, Pennsylvania, PA (November 2015).

*Confrontation as a Rule of Production*, Vanderbilt Law School Scholarship Roundtable, Nashville, TN (November 2015).

*Measuring Quality in the Delivery of Indigent Defense Services*, American Society of Criminology, Washington, DC (November 2015)

*Ethical Issues in Corporate Practice*, Federation of Defense and Corporate Counsel (September 2015).

*Data-Driven Indigent Defense*, Washington Defender Association (April 2015).

*Defining Quality in Indigent Defense*, University of Pennsylvania Law School, Quattrone Center for the Fair Administration of Justice, (March 2015).

*Defending Data*, National Institute of Justice's Working Group on Indigent Defense  
(by invitation only) (March 2015).

*Defending Data* (plenary presentation), AALS Section on Criminal Justice and ABA Section on Criminal Justice for Legal Educators, Judges, Practitioners, and Prosecutors, San Diego, CA (2013).

*Fear of Adversariness*, Yale Law Review Symposium on the 50<sup>th</sup> Anniversary of *Gideon v. Wainwright*, by invitation (2013).

*Fifty Years of Gideon in New Orleans*, Symposium on Indigent Defense, New Orleans, LA (August 2013).

*Confrontation Control*, Symposium on the Sixth Amendment Rights to Counsel and Confrontation, by invitation (2012).

## PAMELA R. METZGER

*Recent Developments in Louisiana Criminal Procedure*, Louisiana Judicial College, Lafayette, LA (2012).

*Updates and Developments in Louisiana Evidence, Criminal Law and Criminal Procedure*; Louisiana Judicial College, New Orleans, LA (2003, 2007, 2010-2012).

*Teaching Skills in the 1L Criminal Law Curriculum*, Roundtable on Criminal Law Pedagogy, New Orleans, LA (2011). *Recent Developments in Technology, Ethics and Professionalism*, Federal Bar Association, New Orleans, LA (2010).

*Reshaping the Political Landscape After Katrina*, Wiley A. Branton-Howard Law Journal Symposium, Washington, DC (2007).

*Reimagining Justice*, Harvard BLSA Symposium: The Fierce Urgency of Now, Harvard BLSA, Cambridge, MA (2007).

*Criminal Justice Reform after Katrina*, Columbia Law School BLSA Paul Robeson Conference, New York, NY (2007).

*Speedy Trial, Due Process and Other Constitutional Defenses after Katrina*, Louisiana Association of Criminal Defense Attorneys, New Orleans, LA (2006).

*Working It Out: Evidentiary Issues in the Wake of Hurricane Katrina*, Louisiana Association of Criminal Defense Attorneys, New Orleans, LA (2006).

*Rebuilding the Justice System after Katrina* (panelist); American Bar Association Conference on Race and Ethnicity, New Orleans, LA (2006).

*Crawford v. Washington and the Future of Forensic Evidence*, American Judges Association, New Orleans LA (2006).

*Understanding Initial Appearances, Bail and Screening*, Federal Bar Association's Initial Appearance Project (2006).

*After a Conviction: Sentencing Considerations for Women Who Use Violence*, The Battered Women's Justice Project, Seattle, WA (2004).

## **PAMELA R. METZGER**

*The Defense Bar: Inclusive or Exclusive*, National College of District Attorneys, New Orleans, LA (2003).

*Tulane Law Clinic: A Comprehensive Approach to Domestic Violence*, National College of District Attorneys, New Orleans, LA (2003).

*Recent Supreme Court and Legislative Developments*, Southeastern Association of American Law Schools, Charleston, SC (2003).

*Representing Battered Women Charged With Crimes*, Tulane Law School, Continuing Legal Education Program, New Orleans, LA (2003).

*Carrie Mae Weems and the Louisiana Project: Legislating and Litigating Whiteness in Louisiana*, Woldenberg Art Gallery, Newcomb College, New Orleans LA (2003).

*D.A. Candidate Debate* (facilitator), Tulane Law School, New Orleans, LA, (2002).

*The Leo Frank Case: Trial by Mob*, Great Trials of the Century Lecture, Washington and Lee University Alumni College, Lexington, VA (2000).

*The History of the Prisoner's Rights Movement in the United States*, National Lawyers Guild Lecture, hosted by Washington and Lee University School of Law's NLG chapter, Lexington, VA (2000).

*Winning Arguments in Capital Cases*, Virginia Capital Case Clearinghouse Continuing Legal Education Seminar, Lexington, VA (2000).

## EDUCATION

NEW YORK UNIVERSITY SCHOOL OF LAW, J.D., *cum laude*, 1991

*Staff Editor*, REVIEW OF LAW AND SOCIAL CHANGE, 1989-1990

*Ann Petluck Poses Prize* for Excellence in Clinical Advocacy

*Moot Court Editorial Board*, 1990-1991

1991 National Moot Court Competition, Northeastern Region: *First Prize, Best Brief, Best Oral Argument*

DARTMOUTH COLLEGE B.A. *Honors*, 1987

## **PAMELA R. METZGER**

*Senior Fellow of the College, with Honors: A BEGINNER'S GUIDE TO FEMINIST THEORY  
Honor Society, Tucker Community Service Foundation  
Lawrence Marx, Jr. Award  
Robinson Foundation Grant for community service*

### OTHER LEGAL EXPERIENCE

REBOUL, MACMURRAY, HEWITT, MAYNARD & KRISTOL, New York, NY

*Associate, May 1995 - May 1999*

- Handled complex civil and criminal matters in state and federal courts.
- Conducted internal investigations, drafted reports, and made recommendations.
- Supervised junior associates in criminal cases, CJA cases and capital litigation.

FEDERAL DEFENDER DIVISION OF THE LEGAL AID SOCIETY, New York, NY

*Associate Attorney, September 1991 - May 1995*

- Represented indigent defendants in Southern and Eastern Districts of New York.
- Supervised students in New York University Law School Federal Defender Clinic.

### SELECTED PROFESSIONAL HONORS, AWARDS, AND SERVICE

Local Jails Initiative, VERA Institute, Advisory Board (2019 - )

Holistic Defense Working Group, Nat'l Center on State Courts (2018 - present)

Texas Juvenile Defender Resource Center Advisory Board (2018 - present)

Alternatives-to-Incarceration for Justice-Involved Young Adults, Lone Star

Justice Alliance, Advisory Board (2018 – present)

The Champion, Getting Scholarship into Courts Board (2018 - present)

Texas Smart Defense National Advisory Committee (2016 - present)

Michigan Indigent Defense Commission Research Committee (2016)

NLADA Indigent Defense Research Consortium (2015 - present)

NIJ Working Group on Indigent Defense (2015)

Working Group on Defining Quality in Prosecution, Quattrone Center,

University of Pennsylvania Law School (2015)

Indigent Defense Research Association (2014-present)



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Louisiana Public Defender Board (2009-2014)  
Louisiana Capital Certification Appeals Panel (2013-2014)  
Board of Directors, Orleans Parish Indigent Defender Board, (2006–2007)  
Right to Counsel Committee, Louisiana State Bar Association (2007- 2012)  
Criminal Justice Act (CJA) panelist, Eastern District of Louisiana (2001-present)  
Criminal Justice Act (CJA) panelist, U.S. Fifth Circuit (2001 – present)  
Advisory Board, *The Champion*, (NACDL) (2004–2010)  
New Orleans: Top Fifty Attorneys, *Gambit* (2008)  
ABA Criminal Justice Section & Committee on Homeland Security (2006-2008)  
Board of Directors, Jewish Community Center of New Orleans (2002–2008)  
Clinical Legal Ed. Ass'n Award: Excellence in a Public Interest Project (2007)  
Shanara Gilbert Emerging Clinician Award, AALS Clinical Education Section, (2007)