

Post-Conviction DNA Case Management Symposium 2009 Presenters

MARTHA BASHFORD

Martha Bashford is a Senior Trial Counsel at the New York County District Attorney's Office where she has been for 29 years. She is the co-chief of the DNA Cold Case Project, which was established by Robert M. Morgenthau in 2000, using DNA technology to investigate and prosecute unsolved sexual assault cases. During the past eight years she has worked with the New York City Police Department on their "Backlog Project," where 17,000 previously unexamined sexual assault evidence kits were outsourced for DNA analysis, indicting assailants identified through CODIS and obtaining John Doe DNA profile indictments to stop the statute of limitations where no suspect has yet been identified.

She has lectured extensively throughout the United States and Canada on her experiences in establishing a Cold Case Unit and reviving cases that had been dormant for up to 32 years. She graduated summa cum laude from Barnard College, received her J.D. degree from Yale Law School, and is a member of the American Academy of Forensic Sciences. In 2007, she was named one of the "Fifty Most Powerful Woman in New York" for her work in ensuring that those who committed previously unsolved sexual assaults are identified and punished.

REBECCA BROWN

Rebecca Brown joined the Innocence Project as policy analyst in September, 2005. Prior to joining the Innocence Project, Rebecca was an investigator for the City of New York, served as a policy analyst for the NYC Mayor's Office on Juvenile Justice, and was a planner at the Center for Alternative Sentencing and Employment Services (CASES), New York's oldest and largest alternative to incarceration program.

Rebecca graduated from Barnard College in 1997 and received a Master's in Economic and Community Development from NYU in 2002.

KENT E. CATTANI

Kent E. Cattani is chief counsel of the Criminal Appeals/Capital Litigation Section at the Arizona Attorney General's Office, where he has worked since 1991. He has represented the State of Arizona in criminal cases at every stage of the appellate and post-conviction process in state and federal court, and he has provided testimony to U.S. Senate and House of Representatives regarding federal habeas and capital litigation issues.

Kent recently chaired the Attorney General's DNA Task Force, and serves on the statewide Forensic Science Advisory Committee formed in response to recommendations from the Task Force. He also serves on the board of directors of the National Association of Government Attorneys in Capital Litigation, the Attorney General's Opinion Review and Ethics Committees, the Arizona Prosecuting Attorneys Association Ethics Committee, the Arizona Supreme Court Capital Case Oversight Committee, and the Arizona State Bar Jury Instructions Committee. Kent has led the Attorney General's efforts to collaborate with the defense bar in studying lessons learned from DNA exonerations, and he is a frequent lecturer on criminal law and capital litigation issues.

He received a law degree from the University of California at Berkeley. Among other honors, Kent was named the Attorney General's Prosecutor of the Year in January 2008.

GEORGE "WOODY" CLARKE

George "Woody" Clarke is a San Diego Superior Court Judge, appointed to the bench in October 2003. For 11 years prior, Mr. Clarke was a deputy district attorney for the County of San Diego where he tried numerous serious felony offenses, including capital crimes. He specializes in the use and introduction in court of scientific evidence, particularly forensic DNA testing results. As a result of his expertise, presented DNA evidence to the jury in the 1995 prosecution of O.J. Simpson on behalf of the Los Angeles District Attorney's Office.

Mr. Clarke was appointed to the National Commission on the Future of DNA Evidence in 1998, and in 2002 to the U.S. Attorney General's Initiative on DNA Laboratory Backlogs. He has published and lectured internationally on forensic DNA evidence to organizations such as the U.S. Department of Justice, John F. Kennedy School of Government, American Academy of Forensic Sciences, National College of District Attorneys, Harvard Law School and the armed services.

He has been honored as "Prosecutor of the Year" in 2003 by both the California District Attorneys Association and the San Diego County Deputy District Attorneys Association, which has also recognized him with the "Charles E. Nickel Award for Professional Excellence." The San Diego County Bar Association named him "Public Lawyer of the Year" in 2000 and he was recognized as San Diego Magazine's "50 San Diegans to Watch in 2001" honor.

CHRISTINE M. COLE

Christine M. Cole is the Executive Director of the Program in Criminal Justice Policy and Management at Harvard University Kennedy School of Government, responsible for the facilitation and promotion of the full range of the organizations activities. She convenes and moderates public and private discussions among scholars and practitioners; disseminates the Program's intellectual products and nurtures the international network of scholars, practitioners, alumni, and students.

Her 20 years experience includes policing, institutional and community-based corrections, victim advocacy and community organizing and working as part of a prosecution team. She has worked extensively as a collaborator and facilitator with practitioners, community members and academics. Christine holds a MPA from Harvard's Kennedy School of Government, a Master's in Community and Social Psychology from the University of Massachusetts, and a BA from Boston College. Christine designed and instructed a semester-long graduate level course in community corrections and has provided consulting services for the National Institute of Corrections and the National Institute of Justice.

RONALD COTTON

Imagine spending 11 years in prison for a crime you didn't commit. Now imagine that, after being found innocent and being released, one of your closest friends and supporters is the person who wrongly accused you of the crime.

This amazing story will challenge your ideas about memory and judgment while teaching human grace and the healing power of forgiveness. Cotton now travels the country with Jennifer Thompson-Cannino, his former accuser, speaking about their experiences, their friendship, the harrowing and often murky waters of the criminal justice system, and working towards reform in the areas of mistaken witness identification and capital punishment.

They have been featured in stories from People Magazine, the Associated Press, Reuters, the Atlanta Journal-Constitution, Legal Affairs, and many others. In 2008, they were awarded the Soros Justice Fellowship from the Open Society Institute. Their memoir, *Picking Cotton: Our Memoir of Injustice and Redemption*, will be published in March, 2009.

JOHN P. COX

John Cox has served as Chief of the Violent Crimes Division for Baltimore County State's Attorney's Office in Maryland for the past four years. During his twenty-two years in the office, he has been the ASA in charge of the Automobile Manslaughter Unit, Trial Team Captain, Chief of the Felony Review Unit and Chief of the Child Abuse and Sex Offense Division for ten and a half years

A U.S. Air Force veteran, John served in the Judge Advocate General Corps for four years. For the final year of his service, he was the Area Defense Counsel for the Washington, DC, region at Andrews Air Force Base. John left active duty as a Captain in 1986 and became an Assistant States Attorney in Baltimore County.

John holds a B.A. from Benedictine College and received his J.D. from the University of Kansas.

DWAYNE ALLEN DAIL

Dwayne Allen Dail is the 207th DNA exoneration in the United States. At the age of 20, he was incarcerated for the rape of a twelve year old girl—a rape he never committed. Dwayne served the next eighteen and half years in prison, where he not only lost half his life, but suffered physical and emotional brutality that will scar him forever.

Dwayne fought for the discovery and DNA testing of biological evidence in his case from the time he was incarcerated in 1989 until his eventual release. In 1995, he was told that all evidence in his case had been destroyed, when in fact it sat on a shelf in the police department until it was discovered with the help of the NC Center on Actual Innocence in August 2007.

Although Dwayne has strong family support, including an adult son who was born shortly after his incarceration, he is struggling to find his way as an adult in a society he left as a child.

HUY D. DAO

Huy Dao has been the Case Director of the Innocence Project since 1997, and is responsible managing case intake and evaluation, helping the Project adapt to new resources and technology, case research and special projects.

Mr. Dao graduated from Cornell University in 1997 and received an MFA in Writing from the New School in 2000.

BETTY LAYNE DESPORTES

Betty Layne DesPortes is a criminal defense attorney with Benjamin & DesPortes of Richmond, VA.

Betty Layne is a member of the Board of Directors of the American Academy of Forensic Sciences. She served on the American Bar Association's Task Force on Biological Evidence as a representative of the National Association of Criminal Defense Attorneys.

She has actively sought reform of the state's indigent defense system and is committed to improving indigent defense forensic resources. In 1996, Betty Layne and her law partner, Steven D. Benjamin, obtained a landmark Virginia Supreme Court decision recognizing the constitutional right of an indigent criminal defendant to expert forensic assistance. Since 2005 she has helped lead speaker recruitment and planning of the Virginia Chief Justice's Advanced Indigent Criminal Defense Training Seminar, an annual day-long program that draws speakers from across the country and more than 1,000 defense attorneys.

In 2001, she obtained the exoneration and release of Jeffrey David Cox, a man who was serving a life sentence for a murder he did not commit.

She received her JD from the University of Virginia School of Law and her MS in forensic science from Virginia Commonwealth University.

JULES EPSTEIN

Jules Epstein is associate professor of Law at Widener Law School (Delaware), where he teaches evidence and criminal law classes. He is counsel at Kairys, Rudovsky, Messing & Feinberg in Philadelphia, concentrating on criminal defense appeals and post-conviction matters. Currently, he teaches advanced evidence and capital case litigation courses for the National Judicial College.

Professor Epstein has authored law and training texts, including materials on the insanity defense; the defense and prosecution of forcible rape and child sexual assault cases; the defense of homicide cases; law and practice in identification cases; and the defense of narcotics cases. He has taught for the National Institute of Trial Advocacy and at various Pennsylvania Bar Institute and Pennsylvania Association of Criminal Defense Lawyers seminars, particularly in the areas of capital case representation; the law and practice in identification cases; and the law governing interrogations and the admission of police-elicited statements.

Professor Epstein was a member of the National Institute of Justice, Workgroup on Forensic DNA for Officers of the Court designing training material for DNA evidence, both scientific and legal and is currently creating training materials for defense counsel handling DNA-based prosecutions. He is a member of the Pennsylvania commission examining the causes of wrongful convictions.

Law review articles by Professor Epstein address mistaken identification; evidence issues; familial DNA searches; and the limits of cross-examination in the context of the 21st-century jury. He has lectured on innocence issues and forensic evidence.

NORMAN A. GAHN

Norman Gahn is an assistant district attorney and has been with the Milwaukee County District Attorney's Office where he has served since graduating from Marquette University Law School in 1984.

Mr. Gahn has lectured extensively around the country on the use of DNA evidence in the courtroom. He is a member of the DNA Legal Assistance Advisory Group of the American Prosecutors Research Institute and was appointed in 1998 by the U.S. Department of Justice to the National Commission on the Future of DNA Evidence. The Federal Bureau of Investigation has formally recognized him as a pioneer in DNA technology in the courtroom and the National Institute of Justice has formally recognized him as an innovator in the field of DNA evidence.

He holds a B.S. in Psychology from St. Louis University and a Master of Forensic Sciences from George Washington University. Prior to law school, he served as a military police officer and criminal investigation division officer in the United State Army.

DEAN M. GIALAMAS

Dean Gialamas, director for the Orange County Sheriff-Coroner Department, Forensic Science Services Division, heads a well-regarded, ASCLD/LAB ISO 17025 accredited full-service forensic laboratory with a \$14.5 million dollar budget and 156 scientists, special lists and support personnel. The laboratory serves a population of over three million residents and provides forensic services to over 50 local, state and federal criminal justice agencies operating within Orange County.

Dean has been appointed to state and federal forensic science task forces and workgroups. He has served as a scientific advisor to the California Supreme Court and to the US and California Attorney Generals. He is currently President of the American Society of Crime Laboratory Directors and a member of the Consortium of Forensic Science Organizations. He has received awards for his contributions to the field of forensic science and has presented papers to professional organizations, written articles in peer reviewed journals and a textbook chapter. Mr. Gialamas has also served as an instructor for several criminal justice agencies and universities including California State University and West Virginia University.

Dean Gialamas has B.S. degrees in Chemistry and Biology from the University of California, Irvine and a M.S. degree in Criminalistics from California State University, Los Angeles. He holds professional certification in forensic science as a Diplomate of the American Board of Criminalistics and is a proud graduate of the West Point Leadership & Command Academy.

CAROL HENDERSON

Carol Henderson is a recognized authority in scientific evidence, law and ethics. She has presented more than 250 lectures and workshops to forensic scientists, attorneys, judges and law enforcement personnel worldwide on scientific evidence, courtroom testimony, and professional responsibility. Professor Henderson has written four books and more than forty-five articles and book chapters. Her latest book, *Scientific Evidence in Civil and Criminal Cases, Fifth Edition*, was published this year. She is an editor of the *Encyclopedia of Forensic and Legal Medicine* (2005), which received the Minty Prize from the British Medical Association.

Henderson serves on the editorial boards of the *Journal of Forensic Sciences*, *Journal of Clinical Forensic Medicine*, *Forensic Science, Medicine and Pathology Journal* and *Psychological Injury and the*

Law. Professor Henderson has appeared on Court TV, Fox National News, CBS “48 Hours” show, National Public Radio, The John Walsh Show, Montel, the American Bar Association Journal and Lawyers Weekly USA. She is president of the American Academy of Forensic Sciences and co-chairs the Future of Evidence Committee and Vice-Chair of the Scientific Evidence Committee of the American Bar Association Science and Technology Law Section.

Professor Henderson received her J.D. degree from The National Law Center, George Washington University. She is presently director of The National Clearinghouse for Science, Technology and the Law at Stetson University College of Law, funded by the National Institute of Justice.

CHARLES HEURICH

Charles Heurich is a Program Manager with the National Institute of Justice in Washington DC where he manages the Solving Cold Cases with DNA, Forensic Science Training Development and Delivery, Forensic Technology Center of Excellence, and Post-conviction DNA Testing Assistance Programs as well as other various projects.

Prior to coming to NIJ, Mr. Heurich was a Crime Scene Technician with the Baltimore City Police Department where he handled over 2,000 crime scenes. He then spent 11 years in the Forensic Biology Unit of the Montgomery County, MD Crime Laboratory where he performed evidence screening, conventional serology, and DNA analysis and served as the CODIS Manager. Mr. Heurich has also processed crime scenes, chemically developed latent fingerprints, and worked with digital image enhancement.

Mr. Heurich is a member of the American Academy of Forensic Sciences, the Mid-Atlantic Association of Forensic Scientists, and is a certified Diplomate of the American Board of Criminalistics. He received a Bachelor of Science in Biology from Slippery Rock University of Pennsylvania and a Masters of Forensic Science from The George Washington University.

TED R. HUNT

Ted Hunt has tried approximately 100 jury trials, half of which have involved the presentation of DNA evidence. He is responsible for all cases involving CODIS DNA matches as well as handling all petitions for post-conviction DNA testing filed in Kansas City. He is currently chief trial attorney, supervising all cold case DNA prosecutions, sexual homicides, child homicides, sex crimes, child abuse, and domestic violence cases in Kansas City, MO, where he has served since 1991.

Mr. Hunt filed the first “John Doe” DNA warrants in the State of Missouri. He has been twice recognized by his peers as Prosecutor of the Year and as Trial Attorney of the Year. Mr. Hunt has earned recognition from the Kansas City Crime Commission, the Kansas City Metropolitan Chiefs of Police and Sheriff’s Association, and the Kansas City Police Department for outstanding work on cold case homicide investigations and prosecutions.

Mr. Hunt is a faculty member of the National District Attorney’s Association’s DNA Forensics Program and the Virginia Institute of Forensic Science and Medicine. He is a national speaker on cold case trials and various aspects of DNA-related trial advocacy and is a member of the American Academy of Forensic Sciences.

Mr. Hunt holds a BA in Political Science from Millsaps College in Mississippi and attended law school at the University of Missouri, Kansas City School of Law. He is a member of the Bar in the states of Missouri and Kansas.

GIL KERLIKOWSKE

Gil Kerlikowske has served as Chief of Police since 2000, commanding the 1,800 men and women of the Seattle Police Department. Seattle has a population of about 590,000 and in 2007 experienced a 40-year low in crime incidences.

Kerlikowske was the former Deputy Director of the Community Oriented Policing Services at the U.S. Department of Justice. He has also served as the Police Commissioner for Buffalo, New York and began his law enforcement career in 1972 with the St. Petersburg Police department in Florida. He currently serves as the president of the Major Cities Chiefs Association, an organization comprised of the 56 largest city and county law enforcement agencies in the United States.

Throughout his career, Kerlikowske has received many awards and accolades, among them the “James V. Cotter Award” in 2006 from the Commission on Accreditation for Law Enforcement Agencies (CALEA) and the 2006 “Leadership Award” presented by the Police Executive Research Forum (PERF).

Kerlikowske is most passionate about the Seattle Police Foundation he initiated in 2002 and Fight Crime: Invest in Kids, a national group advocating for early childhood and quality after-school programs.

Kerlikowske holds a B.A. and M.A. in criminal justice from the University of South Florida in Tampa.

MARY LOU LEARY

Mary Lou Leary is executive director of the National Center for Victims of Crime, the nation’s leading resource and advocacy organization for crime victims. With a distinguished career of more than 25 years in criminal justice, Ms. Leary brings vast leadership, management, legal, policy, and programmatic experience at the national, state, and local levels.

Ms. Leary served in a variety of positions at the United States Attorney’s Office for the District of Columbia: United States Attorney, principal assistant and then senior counsel to the U.S. Attorney, and director of the Superior Court Division. During the 1980s, Ms. Leary’s career included extensive trial and grand jury experience as Assistant U.S. Attorney in Washington, DC, and Assistant District Attorney in Middlesex County, Massachusetts.

Ms. Leary has served the U.S. Department of Justice as acting assistant attorney general for the Office of Justice Programs, deputy associate attorney general for the Office of the Associate Attorney General, and acting director of the Office of Community Policing.

Ms. Leary received her law degree from Northeastern University School of Law, a master’s degree in education from Ohio State University, and bachelor’s degree in English literature from Syracuse University.

PETER M. MARONE

Peter Marone is director of the Virginia Department of Forensic Science, having previously served as central laboratory director with the division. He came to Virginia in 1978 after several years at the Allegheny County Crime Laboratory in Pittsburgh.

He is a member of the American Society of Crime Laboratory Directors (ASCLD), American Academy of Forensic Sciences, Mid-Atlantic Association of Forensic Scientists, Forensic Science Society, and the International Association for Chemical Testing. He has served on the ASCLD DNA Credential Review Committee, the chair of the undergraduate curriculum committee of the Technical Working Group for Forensic Science Training and Education (TWGED), and is a past chair of ASCLD-LAB (Laboratory Accreditation Board).

He is a member of the Forensic Education Program Accreditation Commission (FEPAC) for the American Academy of Forensic Sciences, and the National Academy of Sciences Committee on Identifying the Needs of the Forensic Science Community. He is currently Chair of the Consortium of Forensic Science Organizations (CFSO).

JACQUELINE McMURTRIE

Jacqueline McMurtrie is an associate professor at the University of Washington School of Law (UWLS). She founded and directs the UWLS Innocence Project Northwest Clinic. Since its formation in 1997, IPNW volunteer students and attorneys have overturned the convictions of 12 innocent people in Washington State. Prof. McMurtrie recently partnered with the Washington State Patrol Crime Laboratory to obtain a grant from the NIJ Post-conviction DNA Testing Assistance Program.

Prof. McMurtrie received a “President’s Award” from the Washington Association of Criminal Defense Lawyers and a “Pro Bono Award” from the National Law Journal in honor of her work with IPNW. She has been recognized as a Washington State “Super Lawyer” and selected by students as a Phillip A. Trautman Professor of the Year.

Prof. McMurtrie’s research and teaching interests revolve primarily around criminal law and appellate/post-conviction practice, with a particular emphasis on wrongful convictions. She received her undergraduate and law degrees from the University of Michigan.

KENNETH E. MELSON

Kenneth Melson began his career as a state prosecutor in Arlington County, Virginia, and rose to the position of Deputy Commonwealth’s Attorney after 10 years. In 1983, he joined the United States Attorney’s Office for the Eastern District of Virginia and served for 21 years as the First Assistant U.S. Attorney. On three occasions, he has been the acting or interim United States Attorney. In May 2007, Mr. Melson was appointed by the Attorney General as the Director of the Executive Office for U.S. Attorneys.

Mr. Melson is a Past President and Distinguished Fellow of the American Academy of Forensic Sciences (AAFS). He currently participates on behalf of the Department of Justice on the American Society of Crime Laboratory Directors/Laboratory Accreditation Board (ASCLD/LAB) and received its Douglas M. Lucas Distinguished Service Award. He is a former chair of the Council of Scientific Society Presidents, and has served as the Council’s ethics advisor. Mr. Melson also serves on the editorial boards of the Journal of Forensic Sciences and the Forensic Science Policy and Management journal, on the Ethics

Committee for the AAFS, and the Advisory Council of the National Clearinghouse for Science, Technology and the Law at Stetson University College of Law.

Mr. Melson has been an adjunct professor at the George Washington University for almost 30 years, teaching law and forensic science courses at both the law school and the Department of Forensic Sciences. He has contributed chapters and articles to both scientific texts and legal journals. He is a graduate of the National Law Center at The George Washington University.

JOHN S. MORGAN

John S. Morgan is Deputy Director for Science and Technology at the Office of Justice Programs' National Institute of Justice. As Deputy Director, Dr. Morgan manages the agency's science and technology portfolios and provides strategic science policy advice for the Director and the Department of Justice. Dr. Morgan directs a wide range of technology programs for criminal justice, including the President's DNA Initiative, less lethal technologies, body armor, information technology and communications. Prior to coming to NIJ, Dr. Morgan conducted research in detection and mitigation of weapons of mass destruction at the Johns Hopkins University Applied Physics Laboratory. Dr. Morgan served eight years in the Maryland House of Delegates, serving on the Judiciary, Ethics, and Commerce and Government Matters Committees. He received his Ph.D. in Materials Science and Engineering from Johns Hopkins University in 1990; his B.S. in Physics is from Loyola College in Maryland.

MITCHELL R. MORRISSEY

Mitchell R. Morrissey has been the District Attorney of Denver, Colorado since 2005 and is responsible for the prosecution of more than 6,000 felony and 21,000 misdemeanor criminal cases each year.

Mr. Morrissey is internationally recognized for his expertise in DNA technology, applying that technology in criminal prosecutions and working to ensure that DNA science is admissible in court. A veteran prosecutor, he introduced the first DNA evidence used in a criminal trial in Denver. The DNA Resource section of his Web site, www.denverda.org, has become a resource for prosecutors throughout the world.

Mr. Morrissey has worked extensively on the Denver Cold Case Project where over 4,200 unsolved sexual assaults and murders have been reviewed in an effort to use DNA technologies to solve them. Mr. Morrissey, along with the Denver Police Department, is permanently implementing the use of DNA to also solve burglary cases and other property crimes.

He is a lead proponent of using Familial DNA Database Searches and directs the Denver DNA Human Identification Research Project to study the use of familial DNA searches in criminal investigations in Denver and Colorado. Mr. Morrissey is also spearheading an effort in Colorado for a state law that would allow a DNA sample for the Colorado DNA database to be taken at arrest on a felony offense instead of after a felony conviction.

As the chief prosecutor for the Second Judicial District, Mr. Morrissey is an aggressive prosecutor and an advocate of prevention and intervention initiatives. He is dedicated to providing victims a strong voice in the justice system. He is a graduate of the University of the Denver College of Law.

CHRISTINE C. MUMMA

Christine Mumma is executive director of The NC Center on Actual Innocence, which coordinates the work of Innocence Projects® at each of North Carolina's seven law schools. In August 2007, the Center represented Dwayne Allen Dail in his exoneration case after he served over eighteen years in prison for a crime he did not commit.

Ms. Mumma formerly served as executive director of the North Carolina Chief Justice's Criminal Justice Study Commission, which studied causation issues associated with wrongful convictions and recommends policy reforms which can increase the reliability of convictions. Topics addressed by laws recently passed in North Carolina include eyewitness identification reform, recording of interrogations, expanded preservation of biological evidence, increased compensation and support for exonerees, and the establishment of the country's first Innocence Inquiry Commission.

Ms. Mumma is an adjunct professor at UNC's School of Law, where she teaches "Wrongful Convictions" and has taught in the research and writing program. She was named "2007 Tar Heel of the Year" by the Raleigh News & Observer for her policy and case work relating to wrongful convictions, was awarded North Carolina's Pro Bono Attorney of the Year in 2006, and serves on the boards of the Fair Trial Initiative, NC Prisoner Legal Services, the American Judicature Society, and UNC Law School.

MICHELE M. NETHERCOTT

In 2004 at the request of the public defender, Michele Nethercott established the Maryland Office of the Public Defender Innocence Project and currently serves as its director. Over the last five years her office has handled a number of DNA exonerations and has also obtained new trials as a result of the discovery of non-DNA evidence supporting a claim of factual innocence.

Ms. Nethercott is the co chair of the Forensic Evidence Committee of the National Association of Criminal Defense Lawyers and created the Forensics Division of the Office of the Public Defender in 2001. She is an expert on forensic DNA testing and has lectured around the country and published articles in NACDL 's Champion on the topic. Ms. Nethercott is currently a faculty member at the University of Baltimore School of Law and has also taught courses on post-conviction practice at the University of Maryland School of Law.

Michele Nethercott is a graduate of Northeastern University Law School in Boston, Massachusetts.

GABRIEL S. OBERFIELD

Gabriel S. Oberfield joined the Innocence Project's policy department in October 2005. At the Innocence Project, Gabriel combines his backgrounds in law and in investigative journalism to lead the policy department's efforts on the reform of forensic sciences. He also monitors the nation's post-conviction DNA testing statutes and advises the Innocence Project on issues connected with lobbying and electioneering.

Gabriel is a graduate of Brown University (A.B., 2000) where he was editor-in-chief of the Brown Daily Herald, he graduated from the Fordham University School of Law (2004) and also holds a master's degree from Northwestern University's Medill School of Journalism (2005). Gabriel is licensed to practice law both in New York State and in Washington, D.C.

CHRISTOPHER J. PLOURD

Christopher J. Plourd is a sole practitioner at The Law Offices of Christopher J. Plourd, in San Diego, California. Over the past 25 years, he has specialized in litigation involving forensic scientific evidence. Mr. Plourd has engaged extensively in scientific evidence consulting in legal matters involving forensic DNA identity testing throughout the U.S. and is considered one of a handful of attorneys proficient in the use of forensic DNA technologies. In addition to DNA evidence, Mr. Plourd has considerable experience in bite mark identification and blood spatter evidence cases.

Mr. Plourd is a member of the American Academy of Forensic Sciences, the American Association for the Advancement of Science and the American Society of Forensic Odontology. He is also a member of the State Bar of California, the San Diego County Bar Association, California Attorneys for Criminal Justice and the National Organization for Criminal Defense Attorneys.

In 1998, he was appointed by the Chairman of the United States Department of Justice National Commission on the Future of DNA Evidence to a technical working group on Crime Scene Evidence Collection. This national commission was chartered by then U.S. Attorney General Janet Reno to develop national policy and recommendations regarding the use of forensic DNA evidence to maximize its value in the American criminal justice system.

In 2003, Mr. Plourd was appointed to a U.S. Department of Justice, Office of Justice Programs Working Group on Principles of Forensic DNA for Officers of the Court. In 2005, he was appointed to membership on the California Judicial Counsel of California's Science and Law Steering Committee.

MATTHEW F. REDLE

Matthew Redle has served as the elected County and Prosecuting Attorney for Sheridan County since 1987. Formerly, he was a Deputy County and Prosecuting Attorney for 6 years in that office. He is a member of the Wyoming Supreme Court, Permanent Rules Advisory Committee, Criminal Division.

Mr. Redle has served on the board of directors of the National District Attorneys Association since 2000. He is a member of the American Bar Association Criminal Justice Section Council and is the National District Attorneys Association liaison to the ABA Criminal Justice Standards Committee.

Matthew F. Redle is a graduate of the Creighton University School of Law and a member of the Wyoming State Bar.

RONALD S. REINSTEIN

Ronald Reinstein recently retired as a Judge of the Superior Court of Arizona, where he served for over 20 years. He now works as a judicial consultant for the Arizona Supreme Court and was appointed by the Chief Justice as the Director of the Center for Evidence Based Sentencing. Judge Reinstein also serves as a consultant to the National Institute of Justice, National Institute of Corrections, Center for Effective Public Policy, National Forensic Science Technology Center, Justice Department Office of Victims of Crime, the Crime and Justice Institute, and the Center for Sex Offender Management.

Judge Reinstein was a member of the National Commission on the Future of DNA Evidence, of which he chaired the Post-Conviction Issues Committee. He is the Chair of the Supreme Court Commission on Victims in the Courts as well as the Chair of the Arizona Forensic Science Advisory Committee. He also serves on the National Advisory Board of the Justice Department Center for Sex Offender Management,

the Advisory Board of the Office of Victims of Crime/ National Center for State Courts “Victims of Crime in the Criminal Justice System” project, the Advisory Board of the National Clearinghouse for Science, Technology, and the Law, the Supreme Court Capital Case Task Force, and is a charter member of the Governor’s Children’s Justice Task Force.

Judge Reinstein is an adjunct Professor of Law at the Sandra Day O’Connor College of Law at Arizona State University, and has been a presenter and on the faculty of numerous judicial and legal education programs.

He has received numerous awards, including the State Bar of Arizona Outstanding Judge Award, the State Bar Judicial Award of Excellence, the Attorney General’s Award as the Outstanding Sexual Assault Judicial Professional, and the 2007 “Empty Shoes” Award from Parents of Murdered Children.

He is a graduate of Indiana University, Indiana University School of Law, and is a member of the School of Law’s Academy of Law Alumni Fellows.

DAVID RUDOVSKY

David Rudovsky is a founding partner of Kairys, Rudovsky, Messing & Feinberg and has practiced in the civil rights and criminal defense fields for over forty years. His cases include police and governmental misconduct, prisoners’ rights, first amendment freedoms, and racial discrimination.

Mr. Rudovsky has argued two significant civil rights cases in the U.S. Supreme Court: *Mitchell v. Forsyth* (1985) (immunity of Attorney General for illegal electronic surveillance) and *City of Canton v. Harris* (1989) (liability of municipalities for civil rights violations by police). He has also prepared numerous amicus briefs in civil rights cases in the Supreme Court and has argued scores of significant civil rights and criminal law cases in the federal and state courts.

Since 1987, Mr. Rudovsky has been a Senior Fellow at the University of Pennsylvania School of Law where he teaches courses in Constitutional Criminal Procedure, Criminal Law, and Evidence.

Mr. Rudovsky has written a number of books for lawyers who litigate civil rights and criminal cases. These include *Police Misconduct: Law & Litigation*, *Pennsylvania Criminal Law*, and *The Law of Arrest, Search and Seizure in Pennsylvania*. In addition, Mr. Rudovsky has written a number of scholarly articles in law reviews on civil rights and the criminal justice system, including an article on post-conviction DNA testing, “Double Helix, Double Bind: Factual Innocence and Post-conviction DNA Testing. He is a frequent lecturer in legal seminars and CLE’s, and has been active in the training of lawyers and judges.

Mr. Rudovsky is President of the Board of Directors of the Defender Association of Philadelphia and has served as President of the Board of the Pennsylvania Institutional Law Project.

Mr. Rudovsky has been recognized by the MacArthur Foundation Fellowship for his work in criminal justice. He has also been honored by the Philadelphia Bar Foundation with the Judge Gerald F. Flood Award for Public Interest Accomplishments, the ACLU Civil Liberties Award, and the Philadelphia Bar Association Cesare Beccaria Award for Criminal Justice.

BARRY C. SCHECK

Barry C. Scheck, is a professor of law at the Benjamin N. Cardozo School of Law in New York City, where he has served for more than twenty-seven years, and is the Co-Director of the Innocence Project. He is emeritus director of clinical education, co-director of the Trial Advocacy Programs, and the Jacob Burns Center for the Study of Law and Ethics.

Barry C. Scheck is also a partner in the law firm Cochran, Neufeld & Scheck, LLP, specializing in civil rights and constitutional litigation. The firm is frequently retained by victims of police brutality pursuing civil rights claims and institutional reform.

Scheck has done extensive trial and appellate litigation in significant civil rights and criminal defense cases. He has published extensively in these areas, including a book with Jim Dwyer and Peter Neufeld entitled, *Actual Innocence: When Justice Goes Wrong And How To Make It Right*. He has served in many bar associations, including the presidency of the National Association of Criminal Defense Lawyers. Since 1994 he has been a Commissioner on New York State's Forensic Science Review Board, a body that regulates all crime and forensic DNA laboratories in the state. He is a member of the American Judicature Society's National Commission on Forensic Science and Public Policy and has served on the National Institute of Justice's Commission on the Future of DNA Evidence.

For the past sixteen years, Scheck and Neufeld have run the Innocence Project, an independent non-profit affiliated with Cardozo Law School which uses DNA evidence to exonerate the wrongly convicted. The Project also assists police, prosecutors, and defense attorneys to bring about reform in many areas of the criminal justice system, including eyewitness identification procedures, interrogation methods, crime laboratory administration, and forensic science research. Since 1989, 225 people have been exonerated in the U.S. through post-conviction DNA testing. www.innocenceproject.org.

Prof. Scheck received his undergraduate degree from Yale University in 1971 and his J.D. from Boalt Hall School of Law, University of California at Berkeley in 1974. He worked for three years as a staff attorney at The Legal Aid Society in New York City before joining the faculty at Cardozo.

GARY G. SHUTLER

Gary G. Shutler is the DNA Technical Leader for the Washington State Patrol Crime Laboratory Division and is based in the Seattle Laboratory. He has almost 30 years experience in forensic science. Since May 2002, he has been with the Washington State Patrol to manage the state's Forensic DNA program. Accomplishments at the WSP to-date include establishing the CODIS database laboratory with automation, the introduction of real-time PCR for DNA quantification, the implementation of multi-capillary electrophoresis instruments, and facilitating a statewide instrumentation network for the 5 DNA casework laboratories. Previous positions include service with the Royal Canadian Mounted Police (RCMP) Forensic Laboratory System in the Ottawa and Winnipeg Laboratories. In the mid to late 1980's he initiated the RFLP DNA Typing program for the RCMP prior to taking a period of educational leave. During the mid to late 1990's his work included validation studies of PCR STR analysis and its casework application. He was involved with the genetic and physical mapping of the myotonic (muscular) dystrophy gene while completing his Doctorate Degree from the University of Ottawa in 1992. Over his career, Dr. Shutler has been privileged to work with many talented people leading to his authoring and co-authoring of numerous publications in both forensic and basic science. During the past six years the Washington State Patrol Crime Laboratory DNA service has been steadily growing and working to continually improve the quality and efficiency of forensic DNA technology used for both casework and DNA database analysis.

CARRIE SPERLING

Carrie Sperling has served as the first executive director of the Arizona Justice Project since 2008. She brings over a decade of experience in civil rights litigation and post-conviction relief to the Project.

She was admitted to the Texas Bar in 1992 and began her career in the litigation at Shannon, Gracey, Ratliff & Miller, in Fort Worth, Texas. She later focused her practice on federal death-penalty habeas, representing several inmates on Texas's death row. Most recently, Sperling has been teaching as a visiting associate clinical professor at the Sandra Day O'Connor College of Law, and was also an assistant professor at the University of Oklahoma College of Law.

Sperling graduated cum laude from the University of Houston Law Center. She served as an associate editor and member of the executive board for the Houston Law Review.

MARGUERITE THOMAS

Marguerite Neill Thomas has been with the Department of Public Advocacy since her clerking days in 1979 and the Post-conviction Branch Manager with the Department since 1995. The post-conviction branch has a caseload comprised of both non-capital and capital cases.

In 2000, Marguerite was instrumental in the creation and development of the Kentucky Innocence Project. KIP is a cooperative effort with the state universities and law schools to obtain the release of innocent persons incarcerated in Kentucky. To date KIP has had four exonerations, one person released by gubernatorial pardon, and the convictions vacated in three cases.

She received her J.D from the University of Louisville stayed with DPA as a staff attorney in the Post Trial Division. Marguerite has also worked as a criminal defense lawyer at the appellate and post conviction level.

JENNIFER THOMPSON-CANNINO

Jennifer Thompson-Cannino is a North Carolina housewife and mother of triplet teenagers. She has also become an outspoken opponent of the death penalty and speaks frequently about the unreliability of eyewitness testimony. Her strong convictions on these issues were born of a brutal rape she suffered as a twenty-two year old college student.

It was her compelling testimony in that case that sent a young man to prison, not once but twice, for a crime he did not commit. That man, Ronald Cotton, was eventually freed thanks in large part to his persistence in proclaiming his innocence, the efforts of a former PDS attorney turned professor, Richard Rosen, and the development of sophisticated DNA tests. Jennifer Thompson-Cannino credits Ronald with teaching her the healing power of forgiveness, and the unreliability of eyewitness testimony.

Ms. Thompson-Cannino successfully lobbied legislators in North Carolina to change laws so that Mr. Cotton and others could be more generously compensated for being wrongfully convicted and incarcerated. She was a member of the "North Carolina Actual Innocence Commission" which instituted procedural reforms throughout the state and currently sits on the advisory committee for Active Voices as well as the Constitution Project in Washington D.C. She is a 2008 Soros Justice Media Fellow.

WILLIAM T. VOSBURGH

William Vosburgh is currently Laboratory Director for the Consolidated Forensic Laboratory project for the District of Columbia and has worked with the Armed Forces Medical Examiner System as a Forensic Odontologist at Dover AFB. He has been a forensic scientist for 21 years, working in drug chemistry and serology and DNA analysis. Crime scene reconstruction via bloodstain pattern analysis has been a significant part of his work in Maryland.

He holds a B.S. in Chemistry and a Doctorate in Dental Surgery and had set up two DNA laboratory programs from scratch.

MICHAEL WARE

Since 2007, Michael Ware has been the special fields bureau chief for the Dallas County District Attorney's office which includes the new Conviction Integrity Division.

He has over 20 years private practice experience in criminal defense, including representation of police officers in criminal, civil, and administrative matters as well as whistle-blower claims and has been board certified in criminal law in 1990.

Mr. Ware has served as a faculty member at the Criminal Trial Advocacy Institute in Huntsville, Texas, and has an AV rating from Martindale-Hubbell. Mr. Ware has been voted by his peers as a Texas Super Lawyer and has served as an adjunct professor at Texas Wesleyan Law School with the Wesleyan Innocence Project and on the board of directors of the Innocence Project of Texas.

Mike Ware graduated with honors from the University of Texas with a degree in philosophy. He graduated from the University of Houston Law School, where he was research editor for the *Houston Law Review* and the *Houston Law Review's, Texas Rules of Evidence Handbook*.

MARY ANNE WILEY

Mary Anne Wiley is deputy general counsel to Texas Governor Rick Perry, advising him on diverse issues. She is directly involved with criminal justice issues including international prisoner transfers, clemency matters including pardons, executions, indigent defense and other special assignments.

Ms. Wiley is a former prosecutor and criminal defense attorney, and served as head of the Business Law Department at Texas Tech University, where she was also an adjunct professor at the Texas Tech University School of Law. Ms. Wiley was the director of criminal investigation divisions in both the Texas Railroad Commission and the Office of the Comptroller. Ms. Wiley was the criminal justice advisor to Texas Lieutenant Governor Bob Bullock. When Governor Perry was elected as Lieutenant Governor in 1998, Ms. Wiley continued to serve in the same capacity.

Ms. Wiley holds a B.S. in government from Texas Tech University, and is a graduate of Mary's University School of Law. She is licensed to practice law by the Supreme Court of Texas, the United States Supreme Court and the Federal Western District of Texas.

KEVIN M. WITTMAN

Kevin Wittman is a retired police Major with 29 years of service at the Charlotte-Mecklenburg Police Department in North Carolina. After performing patrol duties for five years, he was assigned to the Felony Investigations Bureau to investigate homicides, serious assault cases, and police officer involved shooting incidents.

During his career, he served as an adjunct instructor and later as commander at the Charlotte Police Training Academy. His supervisory and management assignments include positions in all major divisions of the police department. At the rank of Major, he held executive command positions in both Field Operations (Patrol) and Administration. He retired as commander of the Criminal Investigations Bureau with direct administrative, managerial, and leadership responsibility for over 100 sworn and non-sworn investigative personnel.

While in Investigations, Major Wittman served as a departmental representative on a panel studying issues and establishing policy for the North Carolina Actual Innocence Commission. In 2007, Kevin presented on evidence retention and preservation at innocence conferences in Cambridge, Massachusetts and Louisville, Kentucky.