

RUSSELL DEAN COVEY

P.O. Box 4037, Atlanta GA 30302-4037 · (404) 413- 9182 · rcovey@aya.yale.edu

PROFESSIONAL EXPERIENCE

GEORGIA STATE UNIVERSITY COLLEGE OF LAW <i>Associate Professor</i> Courses: Criminal Law, Basic Criminal Procedure, Advanced Criminal Procedure, Wrongful Convictions. Faculty Advisor: Criminal Law Association.	2007–PRESENT Atlanta, Georgia
WHITTIER LAW SCHOOL <i>Associate Professor (Assistant Professor, 2002-2004)</i> Courses: Criminal Procedure, Criminal Law, International Human Rights. Elected to Faculty Governance Committee (2003-04; 2004-05); Chair, Academic Standards Committee (2004-06); Faculty Advisor, Program in Criminal Law.	2002–2007 Costa Mesa, California
WILLIAMS & CONNOLLY <i>Associate</i>	1998-2002 Washington, D.C.
THE HON. ALLYNE R. ROSS, UNITED STATES DISTRICT COURT, E.D.N.Y. <i>Law Clerk</i>	1997-1998 Brooklyn, New York
JENNER & BLOCK <i>Summer Associate</i>	May–August 1996 Washington D.C.
OFFICE OF THE UNITED STATES ATTORNEY, E.D.N.Y. <i>Intern, Organized Crime Division</i>	May–July 1995 Brooklyn, New York

EDUCATION

YALE LAW SCHOOL <i>Yale Law Journal, Essays Editor</i> Morris K. Tyler Moot Court of Appeals, <i>Semifinalist</i> Lowenstein International Human Rights Clinic	J.D., May 1997
PRINCETON UNIVERSITY Graduate work focused on political theory, international relations, and American politics.	M.A. Politics, June 1991
AMHERST COLLEGE <i>Phi Beta Kappa.</i>	B.A. Political Science, June 1987

SCHOLARSHIP AND PUBLICATIONS

Criminal Madness: Cultural Iconography and the Insanity Defense, 61 STAN. L. REV. __ (forthcoming, spring 2009)

Signaling and Plea Bargaining's Innocence Problem, 66 WASH. & LEE L. REV. __ (forthcoming, spring 2009)

Comment, *The Limits of the Economic Model: Becker's Crime and Punishment*, published in PAUL ROBINSON, STEPHEN GARVEY, AND KIM FERZAN, EDs., CRIMINAL CONVERSATIONS (Oxford University Press) (forthcoming 2009)

Comment, *Deterrence's Complexity*, published in PAUL ROBINSON, STEPHEN GARVEY, AND KIM FERZAN, EDS., *CRIMINAL CONVERSATIONS* (Oxford University Press) (forthcoming 2009)

Fixed Justice: Reforming Plea-Bargaining With Plea-Based Ceilings, 82 *TULANE L. REV.* 1237 (2008)

Reconsidering the Relationship Between Cognitive Psychology and Plea Bargaining, 91 *MARQUETTE L. REV.* 213 (2007) (symposium contribution)

Miranda and the Media: Tracing the Cultural Evolution of a Constitutional Revolution, 10 *CHAPMAN L. REV.* 761 (2007) (symposium contribution)

The Unbearable Lightness of Batson: Mixed-Motives and Discrimination in Jury Selection, 66 *MARYLAND L. REV.* 279 (2007)

Interrogation Warrants, 26 *CARDOZO L. REV.* 1867 (2005)

Exorcising Wechsler's Ghost: The Influence of the Model Penal Code on Death Penalty Sentencing Jurisprudence, 31 *HASTINGS CONST. L. Q.* 189 (2004)

Beating the Prisoner at Prisoner's Dilemma: The Evidentiary Significance of a Witness's Refusal to Testify, 47 *AM. U. L. REV.* 106 (1997), *excerpted in* DAVID R. PAPKE, *LAW AND POPULAR CULTURE: TEXT, NOTES AND QUESTIONS* (forthcoming, LexisNexis).

Adventures in the Zone of Twilight: Separation of Powers and National Economic Security in the Mexican Bailout, 105 *YALE L.J.* 1311 (1996)

PRESENTATIONS AND LEGAL COMMENTARY

Criminal Madness: A Case Study in Cultural Iconography, panel presentation, *Constructions of the Criminal*, at the 2009 Stanford Law Review Symposium: Media, Justice and the Law, Jan. 30, 2009, Palo Alto, California.

Reconsidering the Relationship Between Cognitive Psychology and Plea Bargaining, panel presentation at Marquette Law School Conference on Plea Bargaining: Understanding and Improving Dispute Resolution in Criminal Law, April 9, 2007.

Miranda and the Media: The Rise and Fall of a Cultural Icon in Film and Television, panel presentation at symposium marking 40th anniversary of *Miranda v. Arizona*, January 26, 2007, sponsored by Chapman University, Orange, California.

Universally-Condemned Crimes Before International, National and Hybrid Tribunals: Universal Jurisdiction, Universal Venue, panel presentation at International Law Weekend 2004, sponsored by the International Law Association, October 16, 2004, New York, New York.

Toward an Interrogation Warrant Regime, faculty presentation given at UCLA Monday Colloquia Series, August 30, 2004, Los Angeles, California.

Organizing Committee, INTERNATIONAL LAW WEEKEND WEST 2005.

Guest-Blogger, *Prawfsblawg*, located at <http://prawfsblawg.blogs.com/>, July 2006

PRO BONO SERVICE AND OTHER WORK EXPERIENCE

NATIONAL ASSOCIATION OF CRIMINAL DEFENSE LAWYERS

2004–PRESENT

Amicus Curiae Attorney

Author of *amicus curiae* briefs in cases involving questions of criminal law and procedure in the United States Supreme Court (*Evans v. Chavis*, No. 04-721) and the Ninth Circuit Court of Appeals (*Kesser v. Cambra*, No. 02-15475; *Riggs v. Fairman*, No. 02-55185).

Other Pro Bono Work

Co-counsel, *Bey v. Johnson*, 127 S.Ct. 1212 (2007) (granting petition for certiorari, vacating judgment, and remanding); *Leahy v. Farmon* (No. 01-17467) appointed counsel and argued in *en banc* Ninth Circuit rehearing, 12-13-2005, petition granted, *Kesser v. Cambra*, 2006 WL 2589425 (Sept. 11, 2006); *Yee v. Duncan*, No. 05-55265 (9th Cir.) (counsel of record for Randall Yee in petition for rehearing).

PRESIDENT'S COMMITTEE ON EMPLOYMENT OF PEOPLE WITH DISABILITIES

1993

Special Assistant to Chairman

Washington, D.C.

UNITED STATES HOUSE OF REPRESENTATIVES

1989

Legislative Assistant to the Honorable Denny Smith (R-OR)

Washington, D.C.

SMITH BARNEY, HARRIS UPHAM INTERNATIONAL

1987-1988

Financial Analyst, International Corporate Finance Division

New York, NY

BAR MEMBERSHIPS

New York (1998), District of Columbia (1999), U.S. Supreme Court (2005), U.S. Court of Appeals, Ninth Circuit (2004), U.S. Court of Appeals, Federal Circuit (2002), U.S. Court of Federal Claims (1998)