### HENRY ELLIOT WEINSTEIN

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#### **PROFESSIONAL POSITIONS**

-Professor of the Practice of Law, School of Law, University of California, Irvine, (2008-present).

-Senior Lecturer, with Security of Employment, Department of English, UC Irvine (2008-present).

- Los Angeles Times (1978-2008).

Legal Affairs Writer, 1993-2008; Staff writer, 1989-93; Labor Writer, 1982-89; Staff Writer, 1978-82.

-Adjunct Professor of Law, University of Southern California Law School, 2004.

-Adjunct Professor of Law, University of Southern California Law School, 2002.

-Adjunct Professor of Law, University of Southern California Law School, 2000.

-Staff Reporter, San Francisco Examiner, 1976-78.

-San Francisco Bureau Stringer, New York Times, 1973-76.

-Press Secretary, California Delegation to the Democratic National Convention, 1972.

-Northern California Press Secretary, McGovern for President, 1972.

-Staff Writer, Wall Street Journal, San Francisco bureau, 1969-71.

## **EDUCATION**

-University of California, Berkeley, B.A, History, 1966. Senior Thesis: ``You Can't Weave Cloth with Bayonets,'' a study of the 1912 textile strike in Lawrence, Mass.

-Boalt Hall School of Law, University of California, Berkeley, J.D., 1969.

-Summer postgraduate program in state and local government, John F. Kennedy School of Government, Harvard University, 1981.

-Between 1998 and 2000, I participated in a 2.5 year study of indigent defense issues cosponsored by Harvard Law School and Harvard's Kennedy School of Government.

### LICENSURES AND CERTIFICATIONS

Member of the California Bar

#### WRITING BACKGROUND

During my career as a journalist, I have written more than 3,000 stories and done reporting on the ground in 36 states plus the District of Columbia and Canada. Utilizing the telephone and online research, I also have written stories about cases in six other states. In collaboration with colleagues, I also have written about events and issues in other countries, including Bosnia, the Congo, Iraq, Israel, Mexico, the Philippines and Switzerland.

Most of the major journalistic projects I have worked on were ideas that I initiated. Although I worked thousands of hours alone on investigations, I always was quite comfortable working in a team setting and did so frequently.

Many of the most significant stories I have done involved work with a large volume of documents, including state and local property and tax records, Securities & Exchange Commission filings, Labor Department reports, Health, Education & Welfare audits obtained under the Freedom of Information Act, local, state and federal court records, and documents housed in federal archives.

Among the highlights of my work:

# WALL STREET JOURNAL

I covered a broad span of subjects, ranging from sugar pricing wars to examining why a young man was murdered at the infamous, December, 1969 Rolling Stones concert at Altamont, California. I exposed a large San Francisco urban renewal project, called Yerba Buena, which would have illegally displaced thousands of senior citizens, probed the shady tactics of a major San Francisco art dealer and raised questions about the practices of the largest animal shelter in the San Francisco Bay Area.

I left the Journal in June, 1971 to see a bit of the world. I traveled for eight months in Europe, the Middle East and East Africa. Soon after my return, I took a position in Senator George McGoverns'1972 presidential campaign. After the campaign ended, I resumed my career in journalism.

#### **NEW YORK TIMES**

I was one of four reporters in the San Francisco bureau covering news ranging from Watergate-era scandals to the decline of the radical movement in the Bay Area.

Investigations included stories on political slush funds at the Northrop Corporation and the Phillips Petroleum Co.; the inner workings of the Equity Funding insurance fraud; lead poisoning of workers in the battery industry; and the efforts of a major oil company to scuttle foundation funding for a public interest law firm whose aggressive environmental advocacy angered the company's chief executive.

I covered several major court cases. Among them: trials of mass murderers Juan Corona and Edmund Kemper; the landmark anti-trust case where Minnesota Vikings quarterback Joe Kapp won the right of free agency for pro football players; and the unsuccessful prosecution of President Richard Nixon's tax lawyer, Frank De Marco.

I reported widely on a variety of activists, ranging from United Farm Workers leader Cesar Chavez to individuals who smuggled guns to the Irish Republican Army. The most noteworthy of these stories was a 1974 interview in Toronto with Stephen Bingham, the then fugitive radical attorney who, three years earlier, allegedly smuggled a gun into George Jackson, the black revolutionary writer who was killed attempting to escape from San Quentin State Prison on August 21, 1971. (Bingham returned to the U.S. voluntarily in 1984. After a trial in Marin County, a jury acquitted him of murder charges. Since the trial ended, he has practiced law in San Francisco, primarily representing low-income individuals as a Legal Aid lawyer.)

### SAN FRANCISCO EXAMINER

Intense coverage of urban problems was the high point of my time at this newspaper. In particular, I collaborated with another Examiner reporter, Gerald Adams, for several months on a lengthy research project that led to a week-long series in September, 1977 on San Francisco's Tenderloin, a once glittery area that had become a run-down inner city neighborhood. The series examined problems of the elderly, shady real estate practices, the proliferation of pornography, arson, a decline in mental health services, drug crime and municipal neglect and illustrated how these elements coalesced to create a blighted section just minutes from the city's principal shopping areas and swankiest hotels.

During the last several months I worked for the Examiner, I covered the California Supreme Court, the state Public Utilities Commission and several other state regulatory agencies.

### LOS ANGELES TIMES

For the first four years, I worked in the City-County Bureau where I developed a beat best described as ``white collar crime against poor people.'' I wrote numerous stories about three major problems: foreclosure fraud, home improvement swindles and slumlords. One series described how more than a thousand families had been defrauded into losing their homes to dishonest home improvement contractors and financial institutions that worked with them. The articles were instrumental in the passage of six new state laws and the creation of new city and county agencies, all designed to remedy the problems described in the articles. The stories also played a role in helping some persons recover their homes and/or money damages.

My last major project in the City-County Bureau, was an April, 1982 expose of Nathaniel Wells, Los Angeles' most elusive slumlord, a man who had used nearly a dozen aliases and other ruses to rip-off tenants, while foiling regulators and legal aid lawyers. The series precipitated legal action against Wells, and later that year he was convicted of violating state laws and sentenced to four years in prison. Prior to that, the longest term meted out to a slumlord in Los Angeles had been 30 days.

During those four years, I also covered a myriad of local government and political issues, including government program cutbacks after the passage of Proposition 13, the controversy over the Oakland Raiders football team moving to Los Angeles, the pros and cons of rent control, and the ways in which real estate speculation contributes to the creation of slums. I also helped set up a computerized system of tracking local campaign contributions and wrote about several municipal election races.

On occasion, I worked on stories outside of the bureau's normal scope. Most noteworthy were a November, 1981 profile of independent investigative reporter I.F. Stone, several enterprise stories in the wake of the December, 1978 Jonestown massacre and an October, 1978 story that described for the first time how major asbestos companies had, since the 1930's, systematically concealed the health hazards of their products, based on sealed documents I helped unearth in the Newark, N.J. federal courthouse.

Starting in June, 1982, and for the following seven years, I was The Times labor writer. This was a period of intense turmoil for working people as numerous factories closed in the nation's industrial heartland, the power of unions diminished significantly and the economy experienced significant structural changes. I wrote about a host of issues affecting working people--strikes at large corporations (AT&T, Eastern Airlines, Greyhound, McDonnell Douglas, Phelps Dodge) plant closings, the use of bankruptcy to abrogate union contracts, and the changing nature of U.S. factory life, such as the experimental joint venture between General Motors and Toyota at an auto assembly plant in Fremont, California.

I wrote about the problems of big unions--The Teamsters--and little unions--the National Football League Players Association. I chronicled the travails of once-secure American workers who had to uproot themselves in search of new jobs after their factories shut down, exposed a 20-year history of federal labor law violations by Litton Industries (a Beverly Hills-based conglomerate), examined the controversy over the health hazards of video display terminals and wrote several articles about the stunning medical problems of migrant farm workers.

Additionally, I co-authored an award-winning October, 1986 series on drug testing in the workplace and wrote a lengthy two-part expose about the questionable practices of profit-making vocational schools. A year later, the subject of one of the stories was indicted on criminal charges in New York and later pleaded guilty.

During this period, I also covered the 1984 Presidential primaries in Massachusetts, Michigan and California. I was on the Times' team of correspondents at the Democratic and Republican conventions in 1984 and 1988. My work included coverage of platform hearings, floor debates and the controversy over Vice Presidential candidate Dan Quayle's qualifications. At the 1988 conventions, I served as the coordinator of the papers coverage inside the convention halls in Atlanta and New Orleans.

In July, 1989, I started covering the federal courts and had primarily a legal beat for my next 19 years at the Los Angeles Times. Nonetheless, I jumped into other topics as events warranted. During the first Gulf War, I co-authored a lengthy investigative story on how U.S. firms, with the

aid of the Commerce Department, sold technology that contributed to the development of Saddam Hussein's weapons buildup. I was part of the flotilla of Times reporters who covered the 1992 Los Angeles riot and the 1994 Northridge earthquake. And on weekend shifts, I coauthored obituaries on sports mogul Jack Kent Cooke, cosmetics magnate Max Factor, singer Ella Fitzgerald, shadowy lawyer Sidney Korshak and independent journalist I.F. Stone.

From the summer of 1989 to March, 2008, when I left the Los Angeles Times, I covered close to 2,000 legal stories around the country on a wide range of topics that required me to do a great deal of legal research, including reading briefs, depositions, original documents and court decisions. I interviewed hundreds of lawyers and law professors on subjects including breast implants, Bush v. Gore, cameras in the courtroom, civil liberties in the aftermath of 9-11, wrongful convictions (including the use of DNA to convict and exonerate defendants, the death penalty (including dozens of articles on the controversy over whether lethal injection executions violate the Constitutional bar against cruel and unusual punishment), federal wilderness protection, gays in the military, Holocaust reparations, immigration, ``intelligent design,'' judicial ethics, the legal rights of Guantanamo detainees, libel, municipal bankruptcy, physicianassisted suicide, police brutality, the Racketeer and Corrupt Organizations Act, same sex marriage, search and seizure, the Spotted Owl, Supreme Court confirmation battles, Three Strikes statutes and more than a hundred stories on both tobacco litigation and the O.J. Simpson murder trial. I wrote about decisions made at all levels of the legal system from municipal courts to the U.S. Supreme Court, including rulings rendered by virtually all of the federal appeals courts around the country. I endeavored to make law and the people it affects come alive on the pages of the Los Angeles Times.

#### **FREELANCE WRITING**

In addition to my regular work for the four newspapers above, I also have written for California Lawyer, Coronet, Juris Doctor, Los Angeles Daily Journal, Los Angeles Times Book Review, Los Angeles Times Magazine, Mother Jones, The Nation, New Times, Ramparts, San Francisco Bay Guardian, Saturday Review of Education and Saturday Review of Science. A list of those articles follows.

``Life on The Line: Conversation with Cleaver,'' <u>The Nation</u>, January 20, 1969. The last interview with Black Panther leader Eldridge Cleaver before he went into exile in 1968.

``Swan Song of the Eucalyptus,'' <u>Saturday Review of Science</u>, April, 1973. On the burning tree scare in Berkeley, California.

``People's Law,'' <u>Saturday Review of Education</u>, May, 1973. On the People's Law School of the National Lawyers Guild.

``Delancey Street: The Drug Addicts Road Back,'' <u>Coronet</u>, October 1973. On the San Francisco-based rehabilitation program.

``Waiting for the End in California,'' <u>Juris Doctor</u>, October, 1974. The fiscal crisis of a Legal Services back-up center in Berkeley, California.

"Selling Truth," <u>Ramparts</u>, December, 1974. On non-profit, public interest advertising agencies.

``Taking over California, <u>Juris Doctor</u>, April, 1975. A profile of the public interest lawyers who worked in the administration of Gov. Edmund G. Brown, Jr.'s during his first stint as governor.

``Listening to Looney Tunes,'' <u>Juris Doctor</u>, May, 1975. A profile of San Francisco drug defense lawyer Michael Stepanian.

``Defending What? The Corporation's Public Interest,'' <u>Juris Doctor</u>, June, 1975. A profile of the Pacific Legal Foundation of Sacramento, California, the nation's first conservative public interest law firm.

``A Strange Encounter with Sara Jane Moore,'' <u>New Times</u>, October, 1975. An article about my meetings with an unusual woman just a few months before she tried to assassinate President Gerald Ford.

``Art for Harold's Sake,'' <u>San Francisco Bay Guardian</u>, November 21, 1975. The clash of the San Francisco arts establishment with neighborhood artists. Done in collaboration with three other writers.

"California's New Gold Rush," Juris Doctor, January, 1978. On fees for public interest lawyers.

``The Great Exception,'' January, 1979. I co-edited a special magazine as part of a tribute to Carey McWilliams, author of several books and long-time editor of <u>The Nation</u> magazine.

``The Health Threat in the Fields,'' <u>The Nation</u>, May 11, 1985. An article about the lack of drinking water and sanitation facilities for the country's agricultural workers. (Nominated for the H.L. Mencken Award.)

``How to Watch a Baseball Game: Vin Scully's Primer for Neophytes and Connoisseurs,'' <u>The Los Angeles Times Magazine</u>, October 13, 1985. A guide to the National Pastime through the eyes of the game's best broadcaster.

``Will You Be a Union Man or Will You Be a Scab?'' <u>The California Lawyer</u>, April, 1987. An examination of the Supreme Court's Mackay doctrine which permits the permanent replacement of strikers even though they can't be fired.

``A Less Perfect Union,'' <u>Mother Jones</u>, April, 1988. The strange case of United Auto Workers activist Jerry Tucker.

``Guerrilla Labor Law,'' <u>The California Lawyer</u>, April, 1989. A piece about the changing practice of labor law in an increasingly nonunion economy.

``Winning Wasn't Enough,'' The Los Angeles Times Book Review, April 21, 1996, A review of ``The Search for Justice: A Defense Attorney's Brief on the O.J. Simpson Case,'' by Robert L. Shapiro with Larkin Warren.

``Deadline Dame,'' <u>The Los Angeles Times Book Review</u>, February 9, 1997. A review of ``Headline Justice – Inside the Courtroom: The Country's Most Controversial Trials,'' by Theo Wilson, the long-time trial reporter of the New York Daily News.

``Case Closed? Secret Trial a Poor Departure from Precedent,'' Los Angeles Daily Journal, August 27, 2009, Pages 1 and 4.

# AWARDS

-Criminal Courts Bar Association of Los Angeles County, Journalism Award, 2010, ``in recognition of insightful, courageous and honest journalistic endeavors,'' and ``his dedicated pursuit of truth'' that ``reveals the humanity of the lives of the accused and the legal community.''

-Death Penalty Focus, Special Achievement Award, 2008, ``For a courageous and ongoing commitment to ethical journalism, exemplary integrity and public service.''

-The John Chancellor Award for Excellence in Journalism, presented by Columbia University Graduate School of Journalism, 2006. Named for the distinguished television correspondent, this is an award for sustained excellence, spanning an entire career, which ``honors a journalist in any medium in the United States whose reporting over time shows courage, integrity, curiosity and intelligence, and epitomizes the role of journalism in a free society. The address I gave accepting the award is posted on the UCI School of Law website.

-John B. Oakes Award for Environmental Reporting, for articles on Bush administration wilderness policies, 2006 (part of a team of Times reporters).

-Daily Californian Alumnus of the Year, 2002 (the Daily Californian is the student newspaper at UC Berkeley).

-Los Angeles Times Editorial Award for Explanatory Journalism for articles on the Bush v. Gore legal battle following the 2000 presidential election, shared with colleague David Savage.

-Champion of Justice, awarded by the National Association of Criminal Defense Lawyers for stories written over the years on criminal justice issues in the U.S., 1998.

-The State Bar of California, Silver Medallion, 1996, for a series on legal services for the poor.

-National Headliners Award, first prize, large newspaper for spot news coverage of the O.J. Simpson murder trial verdict (part of a team of Times reporters), 1996.

-Los Angeles Times Editorial Awards for Best Metropolitan or Statewide article or series of articles, presented for coverage of the O.J. Simpson case, 1995 and 1996, shared with colleagues.

-The State Bar of California, Excellence in Legal Reporting for coverage of the Orange County Bankruptcy, 1995.

-Orange County Bar Association, Excellence in Reporting for coverage of the Orange County Bankruptcy, 1995.

-Pulitzer Prize for local reporting of spot news, presented to the staff of The Times for coverage of the first day of the Los Angeles earthquake (part of a team of Times reporters), 1995.

-Pulitzer Prize for local reporting of spot news for coverage of the Los Angeles riots (part of a team of Times reporters), 1993.

-Sidney Hillman Foundation Award for newspaper reporting for a series on drug testing in the workplace, 1987, shared with two other Times reporters.

-California-Nevada UPI Editors, best news story, 1983, for an expose of Los Angeles' worst slumlord.

-Los Angeles Press Club, first prize, investigative reporting, 1983, for the slumlord stories.

-Special Award from Public Counsel, the public interest law organization of the Los Angeles and Beverly Hills Bar Assn., 1983, ``for using his legal training and journalistic skills to focus his attention on major problems facing the poor, consistently demonstrating that equal justice can be pursued outside as well as inside the courtroom.''

-San Francisco Media Alliance, Special Award for Investigative Reporting, 1981.

-National Press Foundation, Excellence in Consumer Reporting, first place, for articles on consumer fraud against the poor, 1980.

-California Newspaper Publishers Assn., first prize, investigative reporting, 1980, for articles about consumer fraud against the poor.

-Clarence Darrow Award, 1980, for ``persistent investigative reporting'' that ``furthers the goals which Clarence Darrow fought to achieve,'' presented for articles about consumer fraud against the poor.

-National Legal Aid and Defender Society, commendation, 1980, for articles about consumer fraud against the poor.

-Los Angeles Times Editorial Award, first place, outstanding metropolitan series for stories on mortgage fraud perpetrated against the poor, 1980.

-Associated Press, first prize, metropolitan investigative series for California, Nevada and Hawaii, 1978, for a week-long series on problems in the San Francisco Tenderloin, shared with Gerald Adams.

-San Francisco Press Club, first prize, investigative division, 1978, for the Tenderloin series, shared with Adams.

-Hearst newspaper chain, first prize, investigative division and community service division, 1978, for the Tenderloin series, shared with Adams.

-McQuade Award, Society for Catholic Journalists, for Service to Fellow Human Beings, 1978, shared with Adams.

# PUBLIC SPEAKING

I am frequently asked to give speeches or participate in panels at conferences of lawyers, judges, journalists, elected officials and prominent business persons. A representative list follows:

-September 5, 2014--``Writing about Injustice, Part II'' at Cornell Law School, as part of The Persuasion Institute Training Program, Office of Defender Services, Administrative Office of the Courts of the U.S.

-May 22, 2014, I was a panelist with my U.C. Irvine School of Law colleagues Rachel Croskery-Roberts and Trilby Robinson-Dorn at the Global Legal Skills conference in Verona, Italy .

-April 12, 2014. I moderated a panel entitled ``Epic History'' at the Los Angeles Times Festival of Books. The panelists included American University professors Richard Breitman and Allan Lichtman, co-authors of ``FDR and the Jews,'' Cambridge University professor Christopher Clark, author of ``Sleepwalkers: How Europe Went to War in 1914,'' and University of Virginia professor Alan Taylor, author of ``The Internal Enemy: Slavery and War in Virginia, 1772-1832.

-November 12, 2013. I moderated a panel on arbitrariness in the imposition of the death penalty at a program sponsored by the American Bar Association at the Carter Center in Atlanta, Ga. Other participants included Michael Radelet, chair of the University of Colorado, Sociology Department, Evan Mandery, professor at the John Jay College of Criminal Justice in New York, Brandi Grissom, Editor of the Texas Tribune, and Houston attorney Kate Blackwell.

-October, 8, 2013. At the International Bar Association conference in Boston, I spoke on a panel comparing the ways American journalists, British and French journalists interact with lawyers during trials. Other panelists included lawyers and journalists from the three countries.

-May 22, 2013. At the annual Hugh M. Hefner First Amendments ceremony in Los Angeles, I introduced and presented awards to three individuals: Colonel Morris Davis, who resigned as Chief Prosecutor of the Military Commissions at Guantanamo Bay because he objected to his superiors' directive that evidence obtained by waterboarding; Daniel Ellsberg, the nation's famous whistleblower who brought the Pentagon papers to light in 1971; and John Perry Barlow, the co-founder of the Electronic Frontier Foundation, who, with Ellsberg, recently launched the Freedom of the Press Foundation, to ``promote and fund aggressive, public interest journalism focused on exposing mismanagement, corruption and law breaking in government.''

--April 21, 2013, I moderated a panel on terrorism and related subjects at the Los Angeles Times Book Festival. The panelists included Brian Jenkins, a veteran terrorism analyst at the Rand Corporation, Wall Street Journal staff writer Jess Bravin, author of ``The Terror Courts: Rough Justice at Guantanamo Bay,'' and New York Times staff writer Mark Mazzetti , author of ``The Way of the Knife: The CIA, a Secret Army, and a War at the Ends of the Earth.''

-January 17, 2013, I did an on-stage interview with Linda Greenhouse, the Pulitzer Prize winning New York Times Supreme Court correspondent, who is now teaching at Yale Law School, as part of the Zocalo public forum series in Los Angeles.

--April 14, 2012, ``Law: Color of Justice,'' I spoke on a panel discussing depictions of law in works of journalism and history at the annual ``Literary Orange'' festival on the U.C. Irvine campus. Other panelists were Christopher Tomlins, a U.C. Irvine Law Professor, and Rex Bossert, U.C. Irvine Law School's Assistant Dean for Communications and Public Affairs.

--October 15, 2011--``How Times Have Changed: 45 Years Since We Left Cal.'' At the Berkeley Art Museum, I moderated and spoke on a panel of five 1966 graduates at the University of California, Berkeley, reflecting on how the university had impacted their lives and how their respective fields of endeavor had changed since 1966. Other panelists included U.S. Rep. John Garamendi (D-Ca.), J. Michael McGinnis, Senior and Executive Director of the Roundtable on Value & Science-Driven Health Care, Institute of Medicine, National Academies, Washington, D.C.; Maryly Snow, Emerita Distinguished Librarian, Visual Resources Library, College of Environmental Design, UC Berkeley; and Warren E. Spieker, Jr., Chairman of Continuing Life Communities, LLC.

--May 23, 2011—I interviewed author James B. Stewart about his book ``Tangled Webs: How False Statements are Undermining America: From Martha Stewart to Bernie Madoff,'' on stage as part of the Zocalo Public Square forum series in Los Angeles.

-May 1, 2011—Panelist on ``The Living Constitution'' at the Los Angeles Times Festival of Books, with UCI Law School Dean Erwin Chemerinsky, Former White House Counsel John Dean and Jim Newton, Editor-at-Large, Los Angeles Times.

-March 2, 2011—Moderator and Speaker panel on the consequences of overcrowded prisons at West Virginia University Law School, with J. Norbert Federspiel, Director, West Virginia Division of Justice and Community Services; Professor Craig Haney of University of California, Santa Cruz and Professor Cecilia Klingele of the University of Wisconsin Law School. -October 19, 2010-I moderated and spoke on a panel entitled ``Badly Fragmented: When Courts and Science Clash,'' as part of the University of California, Irvine's Forensic Science Education series. The other panelists were Simon Cole and Bill Thompson of UCI's Department of Criminology, Law and Society and UCLA Law Professor Jennifer Mnookin.

-September 15, 2010—I interviewed Supreme Court Justice Stephen G. Breyer about his book, ``Making Our Democracy Work: A Judge's View,'' on stage at the Los Angeles Public Library as part of the Library Foundation's ``L.A. Aloud'' series.

-April 25, 2010—I interviewed author Sebastian Junger about his book ``War,'' on stage during the Los Angeles Times Festival of Books.

-September 10, 2009, "Writing about Injustice," at Cornell Law School, as part of The Persuasion Institute Training Program, Office of Defender Services, Administrative Office of the Courts of the U.S.

--July 30, 2009, ``A Conversation with California Supreme Court Justice Carlos Moreno, Zocalo Public Square Program, Los Angeles, California.

--April 29, 2009, ``Covering the Law,'' presentation during UC Irvine's ``Critical Legalities'' Symposium sponsored by the Department of English and the Department of Law and Society.

--April 18, 2009, ``A Tribute to Legal Aid Lawyer Stephen M. Bingham,'' National Lawyers Guild Northern California Chapter Annual Dinner, Oakland, California.

-January 31, 2009, ``The Future of Criminal Justice Reporting,'' panelist with Stanford Law School Professor Laurence Marshall, Ohio State Law School Professor Douglas Berman and attorneys William Montross and Patrick Mulvaney of the Southern Center for Human Rights, at the Stanford Law Review Symposium on ``Media, Justice and the Law.''

-January 22, 2009, "Welcome to Lani Guinier," address welcoming Harvard Law School professor who was the keynote speaker at UC Irvine's annual program commemorating the birth of civil rights leader Martin Luther King, Jr., Cross Cultural Center, UC Irvine.

--October 4, 2008, ``Covering Crime: How Media Coverage Shapes the Criminal Justice System,'' with UC Davis Law Professor Elizabeth Joh, Criminal Justice Journalists Director Ted Gest and journalist Jason Flaherty, during ``Shaking the Foundations,'' an annual public interest law conference at Stanford Law School.

--September 17, 2008, ``Writing About Capital Punishment,'' address to students at UC Berkeley School of Law seminar on the death penalty taught by professors Elisabeth Semel and Ty Alper, Boalt Hall, Berkeley, California.

--September 16, 2008, ``Covering the law,'' panelist with U.S. 9<sup>th</sup> Circuit Court of Appeals Judge William Fletcher, UC Berkeley Law Professor Jesse Choper, Linda Greenhouse, the

former New York Times Supreme Court correspondent now on the faculty at Yale Law School and Emily Bazelon, Slate's Legal Correspondent, Bancroft Hotel, Berkeley, California.

-June 21, 2008, ``Covering the High Profile Trial-A Conversation,'' Loyola Law School, Los Angeles, with Associated Press Special Correspondent Linda Deutsch and Loyola Law School Professor Samuel Pillsbury.

-March 16, 2008, Panelist, ``Top Secret,'' a play about the Pentagon Papers case, Skirball Cultural Center, Los Angeles, Ca., along with Geoffrey Cowan, co-author of the play and currently a fellow at Harvard's Kennedy School of Government, biographer Richard Reeves and Congresswoman Jane Harmon.

-March 8, 2008-Panelist, Media Coverage of the Lethal Injection Controversy, with Fordham University Law Professor John Pfaff, New York Times Supreme Court correspondent Linda Greenhouse and New York Times national legal correspondent Adam Liptak, Fordham Law School, New York, N.Y.

-February 8, 2008 Panelist, ``Wrongful Convictions: Causes and Cures, Southwestern Law School Los Angeles, with Loyola Law School professor Karen Smith, Santa Clara Law School Professor Gerald Uelmen and Gigi Gordon, director Post Conviction Appeals Center, Los Angeles.

-February 8, 2008 Panelist, Coverage of Indigent Issues, American Bar Association Standing Committee on Legal Aid and Defense, Century Plaza Hotel, Los Angeles, with author Joe Domanick.

-November 15, 2007, Speaker, ``Covering Law for the Los Angeles Times,'' The Chancery Club of Los Angeles, a group of veteran judges and lawyers.

-October 13, 2007, Panelist, ``The Media Covering Elections: Heroes or Villains, Yale Law School, with Yale Law Professor Heather Gerken, Jill Abramson, managing editor, the New York Times, Jeff Greenfield, Senior Political Correspondent CBS News and Joshua Micah Marshall, Writer and Publisher, Talking Points Memo.

-September 5, 2007, ``Judicial Ethics and Misconduct Procedures,'' U.S. 9<sup>th</sup> Circuit Court of Appeals, along with three 9<sup>th</sup> Circuit judges and a member of the National Judicial College, Pasadena, Ca.

-June 16, 2007, Commencement Speaker, Law School for Journalists, a program at Loyola Law School, Los Angeles, to enhance the education of reporters at mid-size newspaper covering legal issues.

-May 17, 2007, Panelist, ``Covering High Profile Trials, Fidler Institute of Justice, Loyola Law School, along with attorneys Harland Braun, Mark Geragos, Thomas Meserau and K.C. Maxwell, jury consultant Richard Gabriel and journalist Linda Deutsch.

-March 2, 2007, Panelist, ``The Fourth Estate Under Fire, Duke University Law School, with Duke professor Erwin Chemerinsky and Dallas, Texas attorney Tom Leatherbury.

-February 9, 2007, Panelist, Covering Indigent Defense Issues with other journalists, Standing Committee on Legal Aid and Indigent Defense of the American Bar Association, Miami, Florida.

-November 13, 2006 John Chancellor Award Acceptance Speech, Low Library, Columbia University.

-October 22, 2005, Panelist, ``Trying a Case in the Media, University of San Francisco Law School, with two attorneys and Peter Keane, Dean, Golden Gate School of Law.

-October 21, 2005, Panelist, ``Judicial Ethics and Discipline,'' Stanford Law School, Palo Alto, Ca., with Stanford Law School Dean Larry Kramer, Stanford history professor Jack Rakove and Fern Smith, former U.S. District Judge, Northern District of California.

-October 2, 2004, Panelist, ``Free Press—Fair Trial,'' with other journalists and attorneys, Boalt Hall School of Law, University of California, Berkeley.

-October 1, 2004, Moderator, Access to Civil Justice, Loyola Law School, Los Angeles, along with a vice president of Chrysler, plaintiffs and defense lawyers and law professors.

-September 30, 2004, Panelist, ``In the Public Interest: What Judges and Journalists Do Well and What They Could Do Better,'' along with three federal judges and other journalists, U.S. District Court, Los Angeles, California.

-November, 2003, Panelist, ``Out in the Spotlight,'' with other journalists, National Lesbian & Gay Journalists Association, Hollywood, California.

-March 29, 2003, Panelist, ``Media Coverage of Indigent Defense Issues," with other journalists, moderated by New York University law professor Kim Taylor-Thompson as part of a conference on the 40<sup>th</sup> anniversary of Gideon v. Wainwright at the University of Tennessee Law School.

-January 23, 2003, Panelist, Los Angeles World Affairs Council, ``Is the U.S. Safer now than on 9-11? I was one of four Los Angeles Times journalists to make presentations; mine was on the civil liberties ramifications of post 9-11 events.

-July 9, 2002, Speaker, How the L.A. Times Covers Legal Issues, John Langston Bar Associations and Black Journalists Association of Southern California.

-March 7, 2002, Panelist, ``High Visibility White Collar Cases: Will the Media Shape Your Case?'' with other journalists, attorneys and law professors, American Bar Association National Institute on White Collar Crime, Miami Beach, Florida.

-October 20, 2001 Panelist, ``Under Penalty of Death, University of California Berkeley Law

School, with Elisabeth Semel, director of UC Berkeley Law School Death Penalty Clinic and Stephen B. Bright, executive director Southern Center for Human Rights.

-August 5, 2001, Panelist, Media Coverage of the Death Penalty, American Bar Association annual conference, Chicago Illinois, with three other journalists, moderated by Scott Simon of National Public Radio.

-January 31, 2001, Panelist, ``A Look at the Presidential Election and the Road Ahead,'' with Los Angeles Times editor John Carroll, Times Metro Editor Janet Clayton and Times political reporter Ron Brownstein, Town Hall, Los Angeles, Ca.

-October, 1999, Panelist, ``Trials of the Century,'' Loyola Law School, Los Angeles, with other journalists and lawyers.

-September 25, 1998, Panelist, ``Writing about Tobacco Litigation, William Mitchell law School, with David Shaffer of the St. Paul Pioneer Press.

-April 25, 1998, Acceptance Speech Champion of Justice Award, National Association of Criminal Defense Lawyers, Santa Monica California.

-January, 1996-Panelist, ``Ethics for Pundits and Prognosticators,'' at a conference on the O.J. Simpson Trial, Santa Clara University Law School, with other journalists and lawyers.

-November 16, 1995, Panelist, ``Exploring O.J.,'' the Jewish Federation Council of Greater Los Angeles.

-November 14, 1995, Speaker, ``After O.J.,'' The Beverly Hills Bar Association.

-April 22, 1995, Speaker, National Writers Workshop, ``Covering the O.J. Simpson trial, with CBS writer/producer Laurie Becklund, Portland, Oregon.

-January 21, 1995, Panelist, media coverage of civil rights issues, at a University of San Francisco Law Review conference on ``Thirty Years Later...Civil Rights in America: Dreams Vs. Reality.

-November 15, 1994, Panelist, ``Media & Criminal Justice in the 90's,'' Los Angeles County Bar and American Bar Association, with attorneys, law professors and Justice Department officials.

-September, 1994, Panelist, Covering Federal Courts, the American Bar Association, White Collar Crime Committee, Los Angeles, Ca.

-July, 1994, Panelist, Covering Cases involving civil rights violations, FBI Academy, Quantico, Virginia, along with other journalists and law enforcement officials.

-December 11, 1993, Panelist, ``State of the Justice System, Federal Bar Association of Los Angeles, with several attorneys and state and federal judges.

-August, 1993, Panelist, ``Challenges to Federalism,'' U.S. 9<sup>th</sup> Circuit Court of Appeals Judicial Conference, Santa Barbara, California, along with lawyers and federal judges, moderated by Harvard Law School Professor Arthur Miller.

-June, 1993, Panelist, ``Covering the Courts, California Judges Association at Loyola Marymount University.

-May 11, 1993, Panelist, ``Lawyer Use/Abuse of the Media from Clarence Darrow to Rodney King, Women Lawyers Association of Los Angeles, with Los Angeles Superior Court Judge Diane Wayne and attorney Geoffrey Cowan (subsequently Dean of USC-Annenberg School for Communication)

-December 4, 1990, ``How the Los Angeles Times Covers Legal Issues,'' Barristers Club of Los Angeles.

-October, 1990 Panelist, ``Meet the Press,'' Association of Independent Colleges and Schools, where I spoke about articles I had written about problems associated with proprietary trade schools.

-May 14, 1990, Panelist, ``Ethics in the Law,'' the Los Angeles County Bar Association Barristers and Committee on Professionalism, moderated by Harvard Law School Professor Charles Ogletree. Other panelists included Shirley M. Hufstedler, the first woman to serve on the U.S. 9<sup>th</sup> Circuit Court of Appeals, 9<sup>th</sup> Circuit Judge Pamela Rymer, Superior Court Judge David Horwitz, civil trial lawyer Larry Feldman, criminal defense lawyer Gerald Chaleff and Disney attorney Joseph Shapiro.

-June, 1989, ``Covering Labor,'' address to national meeting of editors of labor union newspapers, San Jose, California.

-June 22, 1988, Panelist, ``Whither Labor,'' program as part of the 75<sup>th</sup> anniversary of the Department of Labor, Los Angeles, Ca.

-March 17, 1988, Moderator, ``The Mackay Doctrine,'' with Stanford Law professor William Gould and attorney Paul Simpson, The U.S. Department of Labor, San Francisco, Ca.

-November 16, 1987, Speaker, 10<sup>th</sup> Anniversary of the Center for Investigative Reporting, San Francisco, Ca.

-June, 1986, Panelist, Investigative Techniques, Investigative Reporters and Editors National Conference, Portland, Oregon.

-June 1984, Panelist, ``Developing Sources,'' Investigative Reporters and Editors, National Conference, Miami, Florida.

-February, 9, 1980, Panelist, "Writing about Asbestos Litigation," at a conference on Science, Law and Media sponsored by Ford Foundation and the Los Angeles Times, Santa Barbara, California, moderated by Harvard Law School professor Charles Nesson.

--April, 1976—Moderator, Panel on Investigative Reporting at the first conference of MORE, a journalism review no longer published.

### TEACHING

I started work at U.C. Irvine School of Law in July, 2008 as one of the founding faculty members of the first public law school launched in the state since the mid 1960's. We spent the bulk of the first year designing curriculum, hiring more professors and admitting our first class of students, who arrived in August, 2009. During that first year, I taught one undergraduate course, ``The Literature of Law,'' described below. The details of my teaching experience follow:

-August, 2009-present-Lawyering Skills 1 and 2. I am one of five professors at U.C. Irvine School of Law teaching Lawyering Skills-a core first-year course covering legal research, legal writing and an introduction to oral advocacy, drafting and negotiation. The students write short and long memos, study basic legal research, negotiate the settlement of a sexual harassment case, draft a portion of a sexual harassment policy for a university, regularly make oral presentations in class and argue a summary judgment motion on a sexual harassment case in front of a real judge during the second semester.

-During the fall semester 204, I taught a seminar on the law of Capital Punishment for second and third year law students.

-During the spring quarter 2009, the fall quarter, 2010, the winter quarter 2012, the winter quarter 2013, the winter quarter 2014 and the winter quarter 2016 I have taught a course called "The Literature of Law" in UCI's Literary Journalism program, which is part of the English Department. Each time, the students read and write about four narrative non-fiction books on legal topics. In 2009, all the books dealt with the U.S. Supreme Court: ``Gideon's Trumpet,'' by Anthony Lewis; "Becoming Justice Blackmun," by Linda Greenhouse; "The Nine by Jeffrey Toobin; and ``Claim of Privilege,'' by Barry Siegel. In 2010, all the books dealt with important civil cases, including "Make No Law," by Anthony Lewis, "The Buffalo Creek Disaster," by Gerald Stern, "History on Trial," by Deborah Lipstadt, and "Claim of Privilege," by Barry Siegel. During 2012, I used ``the Buffalo Creek Disaster,'' ``Claim of Privilege,'' ``Make No Law," and "Class Action," by Clara Bingham and Laura Leedy Gansler. During 2013, I used ``Class Action,'' ``Claim of Privilege,'' ``Gideon's Trumpet,'' and ``Flagrant Conduct: The Story of Lawrence v. Texas," by Dale Carpenter. During 2014, I used ``Gideon's Trumpet," "Claim of Privilege," "Class Action," and "Devil in the Grove," by Gilbert King. In 2016, I used ``Gideon's Trumpet,'' ``Claim of Privilege,'' ``Missoula,'' by Jon Krakauer and ``Just Mercy," by Bryan Stevenson.

-In 2000, 2002, and 2004—I co-taught a seminar on Media Law at USC Law School, with constitutional law professor with Erwin Chemerinsky, who was then on the USC faculty. The students read cases and related materials on libel, the right to privacy, content-based regulation of the media, legal issues arising from newsgathering, access to government records, access to judicial proceedings, and legislation designed to shield journalists from being required to testify about information obtained on condition that the source's identity would not be revealed. Students wrote lengthy papers on all these subjects as well as on legal issues emerging from the development of the Internet. We used ``Mass Media Law, Cases and Materials,'' a textbook written by Marc A. Franklin, David A. Anderson and Fred H. Cate (Foundation Press).

# ADDITIONAL TEACHING ACTIVITIES

-2014-2015 Advisor to Melissa Main, a 2015 graduate of UCI School of Law, on a paper she wrote about tax issues stemming from the legalization of marijuana in Colorado and Washington.

-April, 2011-April, 2012, Advisor to Diana Palacios, a third-year law student at UCI, on ``Caught on Tape: The First Amendment Right to Document Police Activity,'' a paper she is writing about citizen rights to observe police activities.

-May, 2009-May, 2010, Co-Advisor to UC Irvine student C. Millie Lein on her senior honors thesis dealing with the inter-relationship of three major Supreme Court decisions on abortion—Roe v. Wade, Webster v. Reproductive Health Services and Planned Parenthood v. Casey--and how they were described by journalists and analyzed by legal scholars.

-I also have been a guest lecturer in courses at Stanford Law School, UC Berkeley School of Law, University of San Francisco School of Law, UCLA, USC-Annenberg School for Communication and Yale Law School.

-In April, 2014, I participated in a conference at the William Bowen School of Law in Little Rock, Ar., sponsored by the Institute for Law Teaching and Learning, which focused on how law professors assess students.

-In June, 2011 and June, 2013, I participated in American Bar Association-sponsored conferences at Fordham Law School centered on legal issues involving forensic science.

-In July, 2011, I participated in a conference on ``Applied Legal Storytelling,'' organized by the Legal Writing Institute and held at the University of Denver Law School.

-In October, 2009, I participated in a conference on ``The Pedagogy of Interviewing and Counseling'' at UCLA Law School.

-August, 2009, I was a participant in a conference for new law professors presented by the Association of American Law Schools in Washington, D.C.

-Since I started to work at UCI Law, I have attended numerous other seminars presented by the Association of American Law Schools and the Legal Writing Institute at conferences held in San

Diego (2009), New Orleans (2010), San Francisco (2011) and Washington, D.C. (2012). During the summer of 2014, I also am scheduled to participate in conferences sponsored by the Legal Writing Institute and 2014

### **COMMUNITY INVOLVEMENT**

I have attempted to be involved in a meaningful way in civic and community activities in a manner that is consistent with journalistic integrity.

In San Francisco, I was one of the founders and original board members of the Media Alliance, a non-profit organization that was launched in the mid-1970s as an alternative to the San Francisco Press Club, which discriminated against women. The Alliance, which now has hundreds of members and provides numerous services to journalists, played an active role in the successful campaign to pass a state Shield Law, enabling journalists in California to protect the identity of confidential sources. The organization also played an active role in the campaign to defeat Senate Bill 1, a proposed 1975 federal law that would have had a devastating impact on freedom of the press. Along the same line, in 1977, I was one of the incorporators and original directors of the Center for Investigative Reporting, which has won numerous awards for public service journalism, both print and broadcast. In the late 1970s, I also was one of the principal organizers of the Bergman-Ramirez Defense Committee, a group that raised \$50,000 to defend journalists Lowell Bergman and Raul Ramirez who were unjustly accused of libel and had been abandoned by the San Francisco Examiner, which published the articles that were the subject of the lawsuit. After a decade-long legal battle, in 1986, the California Supreme Court unanimously decided the case in favor of the reporters.

In Los Angeles, I served on a special committee that in 1979 raised thousands of dollars for non-profit radio station KPFK. In 1986, I organized a campaign which raised more than \$30,000 to set up a perpetual scholarship fund for women journalism students at San Jose State University, named for Nancy Skelton, a Los Angeles Times reporter who had committed suicide. Since then, the fund has provided dozens of scholarships. In 1990, I was one of 20 Los Angeles Times employees appointed by top management to a special task force that spent six months analyzing all of the company's health insurance programs. I was one of the co-authors of the detailed task force report which recommended major, innovative changes in the programs which could have saved the company \$2 million a year without compromising quality of care if it had been fully implemented. In the aftermath of an ethics scandal at The Times in 1999, I served on two task forces that revised and strengthened the company's ethics standards.

In 2008, after I left the Los Angeles Times and was able to participate in a wider range of civic activities, I worked as a volunteer in the Obama for President Campaign in North Carolina during the primary and in Virginia during the general election.

In September, 2008, I was one of six current and former Los Angeles Times journalists who filed a federal lawsuit contending that Sam Zell's heavily-leveraged purchase of The Tribune Co., which owned The Times and several other newspapers and television stations, was consummated in a manner that violated federal laws. Over the next 2.5 years, a federal judge in

Chicago issued several key rulings validating the contentions in our lawsuit. The parties settled the case for \$32 million in August, 2011. U.S. District Judge Rebecca Pallmeyer approved the settlement and, as a consequence, 13,000 Tribune Co. employees received cash payments in varying amounts depending on how long they have worked at the company. (Because of the way we, the plaintiffs, formulated the law suit, neither I or most of the original plaintiffs, received any of this money.)

In October, 2008, I joined a special State Bar Committee whose goal is to improve access to justice for low-income individuals.

Since 2009, I have been a member of the board of directors of two online, non-profit journalistic endeavors: The Voice of Orange County, whose goal is to improve the coverage of local government in one of California's largest counties, and Fair Warning, which does investigative reporting on health, safety and consumer issues.

Since November, 2012, I have been a member of the board of directors of the Southern Center for Human Rights, an Atlanta based non-profit organization that works to improve the quality of indigent representation, create more humane prison conditions and litigates against imposition of the death penalty.

For five years, starting in 2009, I served as a judge for the annual Los Angeles Times Book Awards, serving two years on the Current Interest panel, two years on the Biography panel and currently on the History panel.

# UNIVERSITY OF CALIFORNIA, IRVINE SERVICE ACTIVITIES

-Elected by members of the Academic Senate, May 2013, to be the law school representative to the Committee on Committees of the Academic Senate.

-Member Law School Committee on Intellectual Life, August, 2013-August 2014.

-Elected by the faculty to be the law school's first representative to the UCI Academic Senate 2011-2012.

-Member, Law School Committee on Student Symposiums, 2011-2012.

-Member, Law School Ad Hoc Committee on Election Rules for Choosing Promotion and Tenure Committee

-Member, Law School Hiring Committee for Lawyering Skills professors, 2010-2011.

-Member, Law School Ad Hoc committee developing standards for evaluation and promotion of teachers who are not on a traditional tenure track, 2010.

-Member, Law School Faculty Hiring Committee, September, 2008 to May, 2009.

-Member, Law School Curriculum Development Committee, September, 2008 to May, 2009.

-Member, Saturday Academy of Law Curriculum Committee, November 2008-January 2009.

-Read resumes of 72 applicants and written works of several candidates for the one position open in the Literary Journalism program in the UCI English Department, February-March, 2009.

-Chair, Orientation Program for First Year Law Students, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016.

-Chair, Guest Speakers Program at UCI Law School, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016.

-Member, Law School Student Affairs Committee, September 2009-2014

-Co-Director, Center on Law, Equality and Race, August, 2011-present.

# TRAVEL

I have visited or worked in 48 of the 50 states, from Alaska to Florida. I also have traveled in Argentina, Austria, Belgium, Cambodia, Canada, Chile, Costa Rica, the Czech Republic, Denmark, Egypt, France, Germany, Great Britain, Greece, Guatemala, Hong Kong, India, Ireland, Israel, Italy, Kenya, Mexico, the Netherlands, Norway, Peru, Poland, Portugal, Russia, Spain, Switzerland, Tanzania, Turkey, Uganda and Vietnam.