

NORA V. DEMLEITNER

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EXPERIENCE/EMPLOYMENT

- 2001 - present **HOFSTRA UNIVERSITY SCHOOL OF LAW**, Hempstead, NY
since 01/01/2008 **Dean.**
03/2007 – 12/31/2007 **Interim Dean.**
01/2006 - 02/2007 **Vice Dean for Academic Affairs.**
Professor of Law (tenured).
- 1994 - present **FEDERAL SENTENCING REPORTER**, University of California Press
Managing Editor (since 2001) and **Contributor.**
- 2002 - present **ST. THOMAS UNIVERSITY SCHOOL OF LAW**, Miami, FL
Visiting Professor, M.A./LL.M. Program in Intercultural Human Rights.
- 1994 - 2003 **ST. MARY'S UNIVERSITY SCHOOL OF LAW**, San Antonio, TX
Professor of Law (Granted Tenure Upon Earliest Eligibility in 1998),
1994 - 2001 **Director, LL.M. Programs** (American Legal Studies; International &
Comparative Law).
- Fall 1999 **UNIVERSITY OF MICHIGAN LAW SCHOOL**, Ann Arbor, MI
Visiting Professor of Law.
- July 2002 **MAX-PLANCK-INSTITUTE**, Freiburg, Germany
Summer 1999 **Research Fellow** at the Institute for Foreign and International Criminal Law
and Criminology. Recipient of a 2007 *Fulbright Research Grant* (not taken
because of Interim Deanship), of a 2002 Study Visit Research Grant by the
Summer 1997 *Deutscher Akademischer Austauschdienst* (German-American Academic
Exchange Services), and of research grants by the Max-Planck-Institute in
1997 and 1999.
- June 2005 **SCUOLA SUPERIORE DI SANT'ANNA** (Italy's elite university), Pisa,
Italy
May 2000 **Visiting Professor of Law.**
- August 2000 **AMERICAN LAW INTRODUCTORY COURSES (ALICS)**, Germany
Visiting Professor of Law.
ALICS is cosponsored by the University of Michigan Law School, the
Atlantic Academy, and the German-American Lawyers Association.

Summer 1999 &
Summer 1997

UNIVERSITY OF FREIBURG, Freiburg, Germany
Visiting Professor of Law.

1992 - 1993

HON. SAMUEL A. ALITO, JR., U.S. Court of Appeals for the Third
Circuit, Newark, NJ
Judicial Clerk.

EDUCATION

GEORGETOWN UNIVERSITY LAW CENTER

LL.M., 1994, with distinction, International & Comparative Law.

YALE LAW SCHOOL

J.D., 1992.

Yale Law Journal (1991-92)

Symposium Editor

Yale Journal of International Law (1990-91)

Managing Editor

Jerome N. Frank Legal Services Organization: Prison Project

- Student Director

- Argued federal habeas case before the U.S. District Court for the
District of Connecticut and the Second Circuit Court of Appeals.

BATES COLLEGE, Lewiston, ME

B.A., 1989, Summa Cum Laude,

American Studies: Social and Political Issues.

SELECT LEGAL PUBLICATIONS

SENTENCING LAW AND POLICY: CASES, STATUTES AND GUIDELINES (with
Professors Douglas Berman, Marc L. Miller & Ronald F. Wright) (Aspen 2nd
ed. 2007), 1st ed. 2004 & 2005 Supplements.

Offenses Involving Immigration, Naturalization, and Passports: Model
Sentencing Guidelines §§ 211, 212, 213, and 214, 18 **Fed. Sentencing Rep.**
351 (2006)

Where to Go From Here? The Roberts Court at the Crossroads of
Sentencing, 18 **Fed. Sentencing Rep.** 221 (2006)

Smart Public Policy: Replacing Imprisonment with Targeted Nonprison
Sentences and Collateral Sanctions, 58 **Stanford L. Rev.** 339 (2005)

Is There a Future for Leniency in the U.S. Criminal Justice System?
(reviewing HARSH JUSTICE: CRIMINAL PUNISHMENT AND THE WIDENING
DIVIDE BETWEEN AMERICA AND EUROPE by James Q. Whitman), 103

Michigan L. Rev. 1231 (2005) (cited by Justice Scalia in his concurrence in *Kansas v. Marsh*, 126 S. Ct. 2516 (2006))

Thwarting a New Start? Foreign Convictions, Sentencing and Collateral Sanctions, 36 **Toledo L. Rev.** 505 (2005)

Constitutional Challenges, Risk-based Analysis, and Criminal History Databases: More Demands on the U.S. Sentencing Commission, 17 **Fed. Sentencing Rep.** 159 (2005)

A Vicious Cycle: Re-Sanctioning Offenders, in Civil Penalties, Social Consequences 185 (Christopher Mele & Teresa Miller, eds.) (Routledge: 2005)

Misguided Prevention: The War on Terrorism as a War on Immigrant Offenders and Immigration Violators, 40 **Crim. L. Forum** 550 (2004)

Risk Assessment: Promises and Pitfalls, 16 **Fed. Sentencing Rep.** 161 (2004)

AALS Panel -- The Avena Case in the International Court of Justice (Mexico v. United States) -- Crime and Immigration: Domestic, Regional and International Consequences, 5(4) **German L.J.** (2004)(online at www.germanlawjournal.com)

How Much Do Western Democracies Value Family and Marriage?: Immigration Law's Conflicted Answers, 32 **Hofstra L. Rev.** 273 (2003)

How Many Terrorists Are There? The Escalation in So-Called Terrorism Prosecutions, 16 **Fed. Sentencing Rep.** 28 (2003)

Abusing State Power or Controlling Risk?: Sex Offender Commitment and *Sicherungsverwahrung*, 30 **Fordham Urban L.J.** 1621 (2003)

Fifteen Years of Federal Guidelines Reviewed at the Yale Conference: What Would Success Mean?, 15 **Fed. Sentencing Rep.** 151 (Feb. 2003)

The Death Penalty in the United States: Following the European Lead?, 81 **Oregon L. Rev.** 131 (2002)

Immigration Threats and Rewards: Effective Law Enforcement Tools in the "War" on Terrorism?, 51 **Emory L.J.** 1059 (2002)

Non-Citizen Offenders and Immigration Crimes: New Challenges in the Federal System, 14 **Fed. Sentencing Rep.** 247 (Mar./Apr. 2002) (with Jon M. Sands)

“Collateral Damage”: No Re-entry for Drug Offenders, 47 **Villanova L. Rev.** 1027 (2002)

First Peoples, First Principles: The Sentencing Commission’s Obligation To Reject False Images of Criminal Offenders, 87 **Iowa L. Rev.** 563 (2002)

The Law at Crossroads: The Construction of Migrant Women Trafficked Into Prostitution, in **Global Human Smuggling in Comparative Perspective** (Rey Koslowski & David Kyle, eds.) (Johns Hopkins University Press: 2001)

Overlooked Areas of Federal Sentencing: Federal Enclaves, Indian Country, Transfer of U.S. Prisoners from Abroad, 13 **Fed. Sentencing Rep.** 67 (Sept./Oct. 2000) (with Jon M. Sands)

Continuing Payment on One’s Debt to Society: The German Model of Felon Disenfranchisement as an Alternative, 84 **Minnesota L. Rev.** 753 (2000)

Stopping a Vicious Cycle: Release, Restrictions, Re-Offending, 12 **Fed. Sentencing Rep.** 243 (Mar./Apr. 2000)

In Good Times and in Bad: Our Obligation to Protect “Mail-Order Brides”, in **Women’s International Human Rights: A Reference Guide** (3 vols., Dorean Koenig & Kelly Askin, eds.) (Transnational Press: 2000)

Preventing Internal Exile: The Need for Restrictions on Collateral Sentencing Consequences, 11 **Stanford L. & Policy Rev.** 153 (1999)

A New Start Calls for a Broadened Perspective, 12 **Fed. Sentencing Rep.** 92 (Sept./Oct. 1999)

Combating Legal Ethnocentrism: Comparative Law Sets Boundaries, 31 **Arizona State L.J.** 737 (1999)

Review Essay – More Than “Just” Evidence: Reviewing Mirjan Damaska’s *Evidence Law Adrift*, 47 **American Journal of Comparative L.** 515 (1999)

Reforming Juvenile Sentencing, 11 **Fed. Sentencing Rep.** 243 (Mar./Apr. 1999)

Challenge, Opportunity and Risk: An Era of Change in Comparative Law, 46 **American Journal of Comparative L.** 647 (1998)

The Federalization of Crime and Sentencing, 11 **Fed. Sentencing Rep.** 123 (Nov./Dec. 1998)

Power, Perceptions and the Politics of Immigration and Welfare, in **Immigration, Citizenship, and the Welfare State: Germany and the**

United States in Comparison (Hermann Kurthen, Jürgen Fijalkowski & Gerd Wagner eds., 1998)

Witness Protection in Criminal Cases: Anonymity, Disguise or Other Options?, 46 **American Journal of Comparative L.** 641 (1998)

The Fallacy of Social "Citizenship," Or The Threat of Exclusion, 12 **Georgetown Immigration L.J.** 35 (1997)

Searching for a Solution: How to Punish, Restrain and Treat Sex Offenders, 10 **Fed. Sentencing Rep.** 59 (Sept./Oct. 1997)

Crime and Sentencing in Canada: Parallels and Differences, 9 **Fed. Sentencing Rep.** 232 (Mar./Apr. 1997)

A Response to Mathias Reimann: More, More, More But *Real* Comparative Law, 11 **Tulane European & Civil Law Forum** 73 (1996)

A Fresh Look at Offender Characteristics, 9 **Fed. Sentencing Rep.** 124 (Nov./Dec. 1996)

Forced Prostitution: Naming an International Offense, 18 **Fordham Int'l L.J.** 163 (1994)

Organized Crime and Prohibition: What Difference Does Legalization Make?, 15 **Whittier L. Rev.** 613 (1994)

The *Federal Sentencing Reporter* (FSR) is a peer-edited, professional journal published five times a year by the University of California Press. Many federal judges, probation offices, public defenders and United States Attorneys subscribe to FSR. Each issue presents the comments of scholars, judges and practitioners on a sentencing topic. While many of the issues have focused on the Federal Sentencing Guidelines, some have explored state sentencing regimes and sentencing abroad. The issues have ranged from an investigation of the gender impact of the guidelines to an ongoing analysis of the repercussions of the Supreme Court's decisions in *Booker* and *Blakely*.

SELECT PRESENTATIONS

Assimilation and Integration Policies as a Determinant of State Action on Immigrant Crime: A Transatlantic Comparison, distinguished lecture at Erasmus University Rotterdam, Netherlands (July 2008)

The Use of Comparative Law in Immigration Scholarship, panelist at bi-annual Immigration Law Conference, Miami (May 2008)

Increasing Parochialism: The Re-entry Movement Meets the Non-Citizen Offender, panelist at the Law & Society Conference, Berlin (July 2007)

Merging Immigration and Crime Control: An Interdisciplinary Workshop, co-conference organizer, presenter, and moderator, SUNY/Buffalo Law School & Baldy Center, Buffalo, NY (April 2006)

Sentencing in the United States, Distinguished Speaker, St. Thomas University School of Law, Miami (April 2005)

Felon Disenfranchisement, panel presentation at the American Association of Law Schools Conference, day-long workshop break-out session on “Participation,” San Francisco (Jan. 2005)

The Death Penalty: The Western Divide, panel presentation at the American Society of Comparative Law Conference on Human Rights and Comparative Law, University of Michigan School of Law (Oct. 2004)

Collateral Sanctions and Foreign Convictions, presentation at the Conference on The Legal Barriers to Reentry in Ohio: The ABA Collateral Sanctions in Theory and Practice, University of Toledo College of Law (Sept. 2004)

The Growing Gap Between Citizen and Non-Citizen Offenders: The Re-entry Movement Meets Re-entry Offenses, presentation at the Immigration Law Teachers’ Workshop, University of Maryland School of Law (June 2004)

The Internationalization of Labeling: Criminals and Terrorists, presentation at the meeting of the European American Consortium for Legal Education, Hofstra University School of Law (May 2004)

Sentencing in the United States and The U.S. Criminal Justice System, presentations at the University of Ghent, Belgium (February 2004)

Crime and Immigration, presentation at the American Association of Law Schools’ Annual Meeting, session on “The Avena Case” (January 2004)

Collateral Consequences: Sex Offender Commitment, presentation at the Fordham Urban Law Journal’s Twelfth Annual Symposium on Contemporary Urban Challenges: “Beyond the Sentence: Post-Incarceration Legal, Social and Economic Consequences of Criminal Convictions” (February 2003)

At the Intersection of Crime and Immigration: Human Trafficking, presentation at the American Association of Law Schools’ Annual Meeting, session on “Human Trafficking: A Modern Form of Slavery” (January 2003)

Collateral Sanctions, presentation at SUNY/Buffalo Law School's Baldy Center, "Locked Up, then Locked Out: A Conference on Prisoners' Disabilities" (October 2002)

Welcoming Criminals? Cooperation with Law Enforcement in Exchange for Access to the United States, paper presentation at Emory University School of Law, Emory Law Journal's Randolph W. Thrower symposium: "Crime and Immigration" (February 2002)

Whose Identity?: Crime, Deportation and Inadmissibility, presentation at the University of North Carolina School of Law, Journal of International Law and Commercial Regulation symposium: "Immigration, Work and Identity" (January 2002)

"Collateral Damage": No Re-entry for Drug Offenders, paper presentation at Villanova University School of Law, Law Review symposium: "New Voices on The War on Drugs" (October 2001)

Punishment and Sentencing in the United States, presentation at the University of Hannover, Hannover, Germany (June 2000)

Commentator for "Magnet Societies" Conference: Germany and the United States as Immigration Magnets, Loccum, Germany (June 2000)

Human Trafficking as a Migration and Crime Problem, paper presentation at the Conference on International Perspectives: Crime, Justice and Public Order, Bologna, Italy (June 2000)

Anti-Trafficking Measures: Criminalizing Migration and Creating Organized Crime?, paper presentation at the Immigration Law Workshop, St. Mary's University, San Antonio (May 2000)

Judging at Sentencing: Strategies and Trends, panel presentation at the Sentencing Workshop for Federal Defenders and CJA Panel Attorneys, Federal Judicial Center, Washington, DC (Feb. 2000)

Human Trafficking: The Need for Further Research, paper presentation at the Transnational Crime Conference, Cambridge, England (Jan. 2000)

A Critical Evaluation of Congress' Attempt to Legislate Against Human Trafficking, presentation, The University of Michigan Law School (Nov. 1999)

Denying Voting Rights of Ex-Felons, Fawley Luncheon presentation, The University of Michigan Law School (Nov. 1999)

Human Trafficking and Forced Prostitution, panel presentation, Women's

Freedom Network Conference on Sexual Trafficking, Washington, DC (Nov. 1999)

Human Trafficking: A Complex Problem, faculty presentation, Case Western Reserve University Law School (Oct. 1999)

Lebenslanger Entzug des Wahlrechts als strafrechtliche Sanktion - Implikationen für das Demokratieverständnis und die Rassenfrage in den USA, paper presentation at the Max-Planck-Institute, Freiburg, Germany (July 1999)

The Purpose of Collateral Sentencing Consequences - A Comparative Case Study, paper presentation at the International Conference on Sentencing and Society held at the University of Strathclyde, Glasgow, Scotland (June 1999)

Sentencing in the United States, presentation at the University of Trier, Trier, Germany (June 1999)

National Report on The Use of Unattributed or Anonymous Evidence in Criminal Proceedings, paper presentation at the XVth World Congress of Comparative Law, Bristol, England (July 1998)

Forced Prostitution - Enforcement Problems, paper presentation at the Conference on International Perspectives: Crime, Justice and Public Order in Budapest, Hungary (June 1998)

Comparative Law's Purpose In A Multicultural Society And A More Integrated World, paper presentation at the Law & Society Annual Meeting, Aspen, Colorado (June 1998)

Panelist for Foreign Lawyer Education: Backwater or Mainstream?, American Association of Law Schools (AALS) Conference, Section on Graduate Programs for Foreign Lawyers, San Francisco, CA (Jan. 1998)

Immigration and the Welfare State, presentation given in German at the Free University of Berlin, Berlin (July 1997)

The Trials against O.J. Simpson: Remarks on the American Civil and Criminal Systems, presentation given in German at the University of Trier, Trier, Germany (June 1997)

Shrinking Circles of Membership: A House Divided Cannot Stand, presentation given at Symposium Conference on Immigration Reform Laws: Redefining Who Belongs, The Rutgers Race and the Law Review, Rutgers University School of Law, Newark, NJ (March 1997)

Citizenship, Immigrants and Welfare in the United States: The States and the Federal Government, paper presentation given at Conference on Immigration and the Welfare State: Germany and the United States in Comparison, Freie Universität Berlin, Germany (Dec. 1996)

Panelist for Comparative Legal Feminism: Does it exist, and what does it or should it look like?, International Conference on New Approaches to Comparative and Foreign Law, University of Utah College of Law (Oct. 1996)

Presentation given at Conference on Comparative Law in the United States - Quo Vadis?, University of Michigan Law School (Sept. 1996)

“On Account of Religion”: Recognizing the Diversity of Asylum Claims, paper presentation given at Immigration Law Workshop, University of Colorado School of Law (June 1996)

I have moderated panels at the American Association of Law Schools’ Annual Meeting and the National Seminar on the Federal Sentencing Guidelines.

PROFESSIONAL BACKGROUND

Courses Taught:

- Criminal Law and Justice:
 - * Criminal Law
 - * Federal Sentencing Seminar (use of original course materials)
 - * Sentencing Reform Seminar
 - * International Criminal Law (taught also with Justice Richard Goldstone in the Hofstra Law School summer program in Nice, France, summer 2005)
- Immigration Law:
 - * Immigration Law
 - * Comparative Immigration Law and Policy (use of original course materials) (taught at St. Mary’s Institute for World Legal Problems in Innsbruck, Austria together with Professor Stephen Legomsky, Washington University)
- Comparative Law/Human Rights:
 - * Comparative Law
 - * Civil and Common Law
 - * Law in Radically Different Societies
 - * Introduction to U.S. Law and the U.S. Legal System
 - * Gender Issues: An International and Comparative Perspective (use of original course materials)
 - * Women’s and Children’s International Human Rights (use of original course materials)

- Evidence

Organizational Involvement:

International Society of Comparative Law:

- elected member since 2007

American Society of Comparative Law:

- Director
- Member, Executive Editorial Board, *American Journal of Comparative Law* (selected) (2006 - present)
- Member (elected), Executive Committee (2004-2006)
- Member, Joint Meetings Committee (2003 - 2007)
- Member, Nominating Committee (2001/2002)
- Member, Yntma Prize Committee (2000/2002)

American Association of Law Schools:

- Immigration Law Section: Member, Executive Committee (2008-)
- Comparative Law Section: Chair (2003/2004)
- Evidence Section: Member, Steering Committee (2002/2004)

American Bar Association:

- ABA: International Criminal Law Committee
Member, Steering Committee (2007/2008)
- ABA: Criminal & Juvenile Justice Committee
Member, Task Force on Collateral Sentencing Consequences (2001/2003)
- ABA Human Rights Committee:
Member, Steering Committee (2000/2001)
- Central and East European Law Initiative (CEELI): commentator on draft legislation for select countries in Central and Eastern Europe

Reviews:

Reviewer for Aspen Publishers, Cambridge University Press, Stanford University Press, *American Journal of Comparative Law, Law & Policy, Judicature, Indigenous Law Bulletin* (University of New South Wales, Australia), and *New Criminal Law Review*

Tenure and promotion reviews for faculty members at Brigham Young University – J. Reuben Clark Law School, Florida State University College of Law, Louisiana State University Law Center, and the State University of New York at Buffalo School of Law

Summer Associateships:

Greenberg, Traurig, Hoffman, Lipoff, Rosen & Quentel, Miami, FL (1992)
Debevoise & Plimpton, Washington, DC (1991)
Ohle Hansen Ewerwahn, Hamburg and Brussels (1990)

BAR MEMBERSHIPS

Massachusetts, New York, U.S. Court of Appeals for the Third Circuit.

HONORS

Fulbright Scholar Grant (2006/07)

Senate Testimony on behalf of the Hon. Samuel A. Alito, Jr., at his confirmation hearings to the U.S. Supreme Court (Jan. 2006)

Distinguished Speaker, St. Thomas University School of Law (April 2005)

Deutscher Akademischer Austauschdienst (DAAD - German-American Academic Exchange Services) Study Visit Research Grant (July 2002).

BATES COLLEGE

Phi Beta Kappa, High Honors, Charles A. Dana Scholarship, International Scholarship, Henry W. and Raymond S. Oakes Award, College Key.

LANGUAGES

Native fluency in German. Working knowledge of French and Italian.