

The Neuroscience and Law Center *presents*



The Law and Neuroscience of **Mass Shootings**

This event is made possible through the generous support of
John and Diane Simpson Foundation; John and Rosemary McManus

Tuesday, November 1, 2022

11 a.m. – 4:55 p.m. EDT

Via Zoom Webinar

6 CLE Credits (3 Ethics, 3 Professional Practice)

The Law and Neuroscience of **Mass Shootings**

Agenda

11:00am - 11:10am

Welcome

Deborah W. Denno, PhD, JD

Arthur A. McGivney Professor of Law
Founding Director, Neuroscience and Law Center
Fordham University School of Law

Erica Valencia-Graham, JD

Research Director & Edelman Fellow
Neuroscience and Law Center
Fordham University School of Law

11:10am - 12:25pm

Mass Shootings and the Current Nationwide Crisis

Elizabeth A. Bennett, JD

Judge, Court of Appeal
Vancouver, British Columbia, Canada

Adam Lankford, PhD

Professor of Criminology & Criminal Justice
The University of Alabama

Shelley B. Mayer, JD

New York State Senator - 37th District

Gustavo Rivera

New York State Senator - 33rd District

MODERATOR:

Martha Rayner, JD

Clinical Associate Professor of Law
Fordham University School of Law

12:25 - 12:30pm

Short Break

12:30pm - 1:45pm

The Law, Ethics, and Psychology of Mass Shootings

Joseph Blocher, JD

Lantyl L. Smith '67 Professor of Law
Co-Director, Duke Center for Firearms Law
Duke Law School

Douglas E. Fierberg, JD

Attorney
The Fierberg National Law Group

Nancy Gertner, JD

Judge, US D. Mass (Ret.)
Senior Lecturer, Harvard Law School
Managing Director, MGH Center for Law, Brain & Behavior

David Rosmarin, MD

Director, Forensic Service
McLean Hospital
Harvard Medical School

MODERATOR:

I. Bennett Capers, JD

John D. Feerick Research Professor of Law
Director, Center on Race, Law, and Justice
Fordham University School of Law

1:45 - 2:15pm

Lunch Break

2:15 - 3:30pm

Inside the Brain of the Mass Shooter and the Impact of Their Criminal Behavior

Amy Barnhorst, MD

Director, BulletPoints Project
California Firearm Violence Research Center
Vice Chair for Clinical Services, Department of Psychiatry
Professor, Department of Emergency Medicine
University of California, Davis

John J. Donohue III, PhD, JD

C. Wendell and Edith M. Carlsmith Professor of Law
Stanford Law School

Jed S. Rakoff, JD

Judge, United States District Court Southern District of New York

Laurence Steinberg, PhD

Distinguished University Professor
Laura H. Carnell Professor of Psychology and Neuroscience
Temple University

MODERATOR:

Megan Martucci, JD

Associate Attorney
Feniger & Uliasz

3:30 - 3:35pm

Short Break

3:35 - 4:50pm

Mass Shooting Prevention and Ethical Concerns: Mental Health Services, Security, and Gun Control

Angelyn Spaulding Flowers, JD, PhD

Professor of Homeland Security and Administration of Justice
Project Director, UDC HS-STEM Program
Co-Director, Institute for Public Safety & Justice
University of the District of Columbia

Nicholas Johnson, JD

Professor of Law
Fordham University School of Law

Jin Kim

FBI (ret) Active Shooter SME
PerSec Academy & Advisory Group LLC

Katherine Schweit, JD, CCEP

Owner, Schweit Consulting LLC
Adjunct Professor
Webster University and DePaul University College of Law

MODERATOR:

Ian Weinstein, JD

Professor of Law
Fordham University School of Law

4:50 - 4:55pm

Concluding Remarks

The Law and Neuroscience of **Mass Shootings**

Speaker Biographies

(Alphabetical Order)

Amy Barnhorst, MD

Director, BulletPoints Project
California Firearm Violence Research Center
Vice Chair for Clinical Services, Department of Psychiatry
Professor, Department of Emergency Medicine
University of California, Davis



Dr. Barnhorst is the Vice Chair for Community Mental Health at the UC Davis Department of Psychiatry and the Director of the BulletPoints Project, a state-funded effort to develop a firearm violence prevention curriculum for healthcare providers. In her clinical work, she treats patients with serious mental illness in the Emergency Department, the county jail, a crisis unit and a 50-bed inpatient psychiatric hospital. She's a nationally recognized expert on firearms law and mental illness, and her academic work focuses on the interface between firearms, violence, suicide and the mental health system. She has testified before the California and Alaska Senates on these issues, and writes about them for the New York Times, Slate, and Psychology Today.

Elizabeth A. Bennett, JD

Judge, Court of Appeal
Vancouver, British Columbia, Canada



The Honourable Madam Justice Elizabeth Bennett obtained her Bachelor of Arts in Criminology in 1978 and her LL.B. from the University of British Columbia in 1981. Justice Bennett was a trial prosecutor from 1982 to 1987. In 1987 she joined the appellate division of the Attorney General's department. In 1994 she left the Attorney General and practiced as defence counsel with the firm of Peck Tammen Bennett. Justice Bennett was appointed to the Supreme Court of British Columbia in 1997 and the Court Martial Appeal Court of Canada in 1999. She was appointed to the Courts of Appeal of British Columbia and Yukon in 2009. She is the Past-President of the International Society for the Reform of Criminal Law, the Co-chair of the Canadian Judicial Council's Committee on Criminal Jury Instructions, and has numerous publications in the field of criminal law. She was the Chair of the Canadian Bar Association National Criminal Law Section. She was part of an international delegation with the International Centre for Criminal Law Reform that travelled to Beijing and participated in meetings and lectures with Chinese judges and lawyers. She has lectured with the Federation of Law Societies National Criminal Law Program, the National Judicial Institute, and the Canadian Association for the Administration of Justice. She has also lectured at Fordham University Law School in New York on the topic of neuroscience and criminal law.

Justice Bennett has had the privilege to travel to Africa a number of times, teaching and working with judges, lawyers, police and rangers in the area of wildlife trafficking and human trafficking with Lawyers Without Borders.

Joseph Blocher, JD

Lanty L. Smith '67 Professor of Law
Co-Director, Duke Center for Firearms Law
Duke Law School



Joseph Blocher is the Lanty L. Smith '67 Professor of Law at Duke Law School, where he also co-directs the Center for Firearms Law. He has published widely on the Second Amendment, including in the law reviews of Yale, Harvard, Stanford, NYU, Virginia, and Chicago, and in popular outlets like the *New York Times*, *Washington Post*, and *Slate*. His recent work on the intersection between guns and democracy includes *When Guns Threaten the Public Sphere: A New Account of Public Safety Regulation Under Heller*, 116 NW. U. L. Rev. 139 (2021) (with Reva B. Siegel) and *The Positive Second Amendment: Rights, Regulation, and the Future of Heller* (Cambridge 2018) (with Darrell A.H. Miller).

Deborah W. Denno, PhD, JD

Arthur A. McGivney Professor of Law
Founding Director, Neuroscience and Law Center
Fordham University School of Law



Deborah W. Denno is the Arthur A. McGivney Professor of Law and Founding Director of the Neuroscience and Law Center at Fordham Law School. Seven of Professor Denno's articles have been cited by the United States Supreme Court, some multiple times and/or in different cases and one article has been cited in three different cases—primarily in conjunction with her scholarship on execution methods. In 2016, the Fordham Student Bar Association named Professor Denno Teacher of the Year. Her forthcoming book, *Changing Law's Mind: How Neuroscience Can Help Us Punish Criminals More Fairly and Effectively* (Oxford University Press), focuses on her study of how criminal cases use neuroscientific evidence. This same study is discussed in some of her recent articles: *Concocting Criminal Intent*, 105 Georgetown Law Journal 323 (2017), *Neuroscience and the Personalization of Criminal Law*, 85 University of Chicago Law Review 359 (2019), *How Courts in Criminal Cases Respond to Childhood Trauma*, 103 Marquette Law Review 301 (2019) (keynote speaker), and *How Experts Have Dominated the Neuroscience Narrative in Criminal Cases for Twelve Decades: A Warning for the Future*, 63 William & Mary Law Review 1215 (2022) (Symposium on the Future of Neuroscience).

The Law and Neuroscience of **Mass Shootings**

John J. Donohue III, PhD, JD

C. Wendell and Edith M. Carlsmith Professor of Law
Stanford Law School



Stanford Law Professor John Donohue is an economist (PhD from Yale) as well as a lawyer (JD from Harvard) and is well known for using empirical analysis to determine the impact of law and public policy in a wide range of areas, including criminal justice in general and gun violence in particular. Before rejoining the Stanford Law School faculty in 2010 as the C. Wendell and Edith M. Carlsmith Professor of Law, Professor Donohue was the Leighton Homer Surbeck Professor of Law at Yale Law School. He is a member of the American Academy of Arts and Sciences, a Research Associate of the National Bureau of Economic Research, the former editor of the *American Law and Economics Review* and previously served as president of the American Law and Economics Association and the Society of Empirical Legal Studies.

Douglas E. Fierberg, JD

Attorney
The Fierberg National Law Group



Douglas Fierberg, Esq. (www.tfnlgroup.com) established the *only* legal practice representing victims and survivors of sexual violence, hazing, mass shootings and other misconduct at schools nationwide. Doug is past President of the National Crime Victim Bar Association Advisory Board and the founding member of the American Association for Justice's litigation group, *Schools: Violence, Misconduct, and Safety*. He also represents victims and survivors of sexual violence, hazing, Title IX violations, and other serious misconduct at colleges, on sports' teams, and specifically, in the fraternity industry. Doug was lead counsel for twenty families whose loved ones died or suffered catastrophic injuries in the April 2007 mass shooting at Virginia Tech. He also served as lead counsel for 3 families in litigation resulting from the mass shooting at the University of Alabama, Huntsville, and for one decedent's family of the mass shooting at the Washington, D.C. Naval Yard. Doug has been featured on/in 60 Minutes, the CNN Film: "The Hunting Ground," the Today Show, the New York Times, the New York Times Magazine, the Washington Post, Time Magazine, the Atlantic and numerous others. He has lectured on these topics at Harvard Law School (multiple times), Cornell University, the National Center for Victims of Crime, American Association for Justice, American Trial Lawyers Association and numerous other schools and professional organizations. He is a member of the bars for Maryland, the District of Columbia and Michigan, and has for many years been named by *Super Lawyers* as one of Washington D.C.'s Top Schools & Education Lawyers.

Angelyn Spaulding Flowers, JD, PhD

Professor of Homeland Security and Administration of Justice
Project Director, UDC HS-STEM Program
Co-Director, Institute for Public Safety & Justice
University of the District of Columbia



Angelyn Spaulding Flowers, is Professor and Coordinator of the Crime, Justice, and Security Studies Program at the University of the District of Columbia (UDC). She is the Founding Director of the University's graduate program in Homeland Security and the lead author for the book *Twenty-years of School-Based Mass Shootings in the United States: Columbine to Santa Fe* (2021). Dr. Flowers also serves as the Co-Director of UDC's Institute for Public Safety & Justice. A social scientist with an interest in the study of complex systems, she has authored chapters appearing in a diverse range of books from cybersecurity to emergency management to public policy with articles appearing in the *Journal of Homeland Security and Emergency Management*, *Technology and Society Magazine IEEE*, and the *International Journal of Interdisciplinary Social Science*. Dr. Flowers is the recipient of UDC's third Scientific Leadership Award for Minority Serving Institutions from the Department of Homeland Security, Science and Technology Directorate. She had previously served as the Project Director of the FEMA funded *National Legal Preparedness Training Program* directed towards strengthening the legal preparedness of state, local, and tribal jurisdictions to respond to natural or human-made disasters. A member of the D.C. Bar, she is also admitted to practice before the Supreme Court of the United States.

Nancy Gertner, JD

Judge, US D. Mass (Ret.)
Senior Lecturer, Harvard Law School
Managing Director, MGH Center for Law, Brain & Behavior



Judge Nancy Gertner is a graduate of Barnard College and Yale Law School, where she was an editor on *The Yale Law Journal*. She received her M.A. in Political Science at Yale University. She was appointed to the United States District Court (D. Mass.) in 1994 by President Clinton. Prior to 1994, Judge Gertner was a civil rights and criminal defense lawyer in Massachusetts. She retired from the federal bench in 2011 to join the faculty at Harvard Law School. Named one of "The Most Influential Lawyers of the Past 25 Years" by Massachusetts Lawyers Weekly, she has published widely on sentencing, discrimination, forensic evidence, women's rights, the jury system, and the Supreme Court. Judge Gertner has received numerous awards, including the American Bar Association's Thurgood Marshall Award, Margaret Brent Women Lawyers of Achievement Award from the American Bar Association Commission on the Status of Women in the Profession, the Massachusetts Bar Association's Hennessey Award for Judicial Excellence, and the National Association of Women Lawyers' Arabella Babb Mansfield Award. She was also a Commissioner

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on President Biden's Commission on the Supreme Court of the United States. She has written and spoken widely on various legal issues and has appeared as a keynote speaker, panelist or lecturer concerning civil rights, civil liberties, employment, criminal justice and procedural issues, throughout the U.S., Europe and Asia.

Nicholas Johnson, JD

Professor of Law
Fordham University School of Law



Nicholas J. Johnson is Professor of Law at Fordham Law School, where he has taught since 1993. He has worked in the field of Firearms Law for three decades. He is the lead author of *Firearms Law and the Second Amendment: Regulation Rights and Policy*, (Aspen) which is the first law school casebook on the subject, now in its third edition. He is the author of the book *Negroes and the Gun: The Black Tradition of Arms*, as well as numerous articles, book chapters, blog posts and other commentary on the subject of firearms law, firearms policy and the constitutional right to arms.

Jin Kim

FBI (ret) Active Shooter SME
PerSec Academy & Advisory Group LLC



Mr. Jin Kim is a widely regarded Subject Matter Expert in Active Shooter and Workplace Violence Risk Management. Mr. Kim retired from the Federal Bureau of Investigation (FBI) in 2018 and is a twenty-three-year veteran of the FBI's New York Division. As the Active Shooter Subject Matter Expert on the FBI's Crisis Management Unit, he served as the leading authority in all active shooter substantive matters and as principal liaison for the FBI's private sector programs and corporate partnerships. As Founder and Principal Practitioner of the PerSec Academy & Advisory Group, Mr. Kim provides unparalleled expertise in training and educating workforces; assessing security and safety operational risk; modernizing institutional safety policies and operational procedures; and with crisis event management. In addition, he serves on numerous advisory boards for multiple premier security technology companies and for Safe and Sound Schools, a Sandy Hook non-profit initiative specializing in school safety and security. During his decorated FBI career, Mr. Kim also served as the Tactical Training Program Manager, in conjunction with his assignment as a primary Firearms and Tactical Instructor. Mr. Kim is both a certified ALERRT/FBI Active Shooter Tactical Instructor and CRASE Instructor. As part of the FBI'S Police Training and Liaison Program, Mr. Kim served as the Director and Principal Instructor of three specialized tactical response programs: The Special Weapons and Tactics (SWAT) School; The Executive Protection / PSD Counter Assault Team (CAT) School; and The Observer / Sniper School, respectively. Mr. Kim proudly served as both a certified Tactical Operator

and Observer / Sniper on the FBI's Special Weapons & Tactics Enhanced Team.

Adam Lankford, PhD

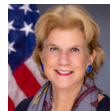
Professor of Criminology & Criminal Justice
The University of Alabama



Adam Lankford is a professor of criminology and criminal justice at The University of Alabama. He is the author of two books and many peer-reviewed journal articles on various forms of aggressive and violent behavior including mass shootings, mass murder, and terrorism. Dr. Lankford's research has spanned the fields of criminology, psychology, sociology, national security, and international security. His findings have been cited by every major media outlet in the United States and international media from more than 40 countries. From 2003 to 2008, Dr. Lankford helped coordinate Senior Executive Anti-Terrorism Forums for high-ranking foreign military and security personnel in conjunction with the U.S. State Department's Anti-Terrorism Assistance program. During this period, ATA hosted delegations from Armenia, Colombia, Georgia, India, Indonesia, Malaysia, Morocco, Pakistan, Tunisia, the United Arab Emirates, and Uzbekistan. Dr. Lankford received his Ph.D. and M.S. in Justice, Law & Society from American University in Washington, DC and his B.A. in English from Haverford College outside Philadelphia, PA.

Shelley B. Mayer, JD

New York State Senator - 37th District



Shelley Mayer has spent her career as an advocate for New Yorkers. Shelley was elected to the New York State Senate to represent the 37th District in an April 2018 Special Election, and she was subsequently re-elected in November 2018 and 2020. Prior to her time in the State Senate, she served in the State Assembly for six years. As a legislator, Shelley has been a champion for children and public schools. From 2013 to 2017, she served as the Chair of the Assembly Education Subcommittee on Students with Special Needs, and after her 2019 re-election to the State Senate, Shelley was appointed State Senate Education Committee Chair. Prior to being elected to the State Legislature, Shelley served as Chief Counsel to the NYS Senate Democrats. Prior to that, Shelley was a Senior Counsel at the National State Attorney General Program at Columbia Law School, where she focused on health care and labor law rights. For over seven years, she was Vice President of Government and Community Affairs at Continuum Health Partners, where she worked to protect Medicaid and Medicare services and improve the relationship between New York City's diverse communities and the hospital system. From 1982 to 1994, Shelley was an Assistant Attorney General in the office of New York Attorney General Bob Abrams. Shelley received a JD from SUNY Buffalo School of Law in 1979 and a Bachelor of Arts from UCLA in 1975. Shelley lives in Yonkers

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with her husband of 36 years, Lee Smith. Shelley and Lee have three adult children – Aaron, Julia, and Arthur Smith -- and five grandchildren.



Jed S. Rakoff, JD
Judge, United States District Court
Southern District of New York

Jed S. Rakoff has served since March 1996 as a U.S. District Judge for the Southern District of New York. He also frequently sits by designation on the 2nd and 9th Circuit Courts of Appeals. Judge Rakoff holds the position of Adjunct Professor at both Columbia Law School and NYU Law School, and Adjunct Lecturer at Berkeley Law School and University of Virginia Law School. He has written over 170 published articles, 700 speeches, 1800 judicial opinions, and co-authored 5 books. He is also a regular contributor to the New York Review of Books. Judge Rakoff holds a B.A. degree from Swarthmore College (1964), an M.Phil. degree from Oxford University (Balliol, 1966), and a J.D. degree from Harvard Law School (1969). Following law school, he clerked for the late Hon. Abraham L. Freedman, US Court of Appeals, Third Circuit, and was then an associate at the Debevoise Law Firm. From 1973-80, he served as an Assistant United States Attorney Office in the Southern District of New York, the last two years as Chief of Business & Securities Fraud Prosecutions. Thereafter, before going on the bench, he was a partner at two large law firms in New York, specializing in white collar criminal defense and civil RICO. Judge Rakoff served on the National Commission on Forensic Science and as co-chair of the National Academy of Science's Committee on Eyewitness Identification. He served on the New York City Bar Association's Executive Committee and was chair of the Association's Nomination, Honors and Criminal Law Committees. He is a Judicial Fellow of the American College of Trial Lawyers and the American Board of Criminal Lawyers. He was a Director of the New York Council of Defense Lawyers. In 2014, Judge Rakoff was listed by Fortune Magazine as one of the World's 50 Greatest Leaders.

Gustavo Rivera
New York State Senator – 33rd District



State Senator Gustavo Rivera has represented the 33rd Senate District in the Bronx since November of 2010. Senator Rivera currently represents the Northwest Bronx, including neighborhoods in Fordham Heights, East Tremont, Belmont, Van Nest, Morris Park, and Kingsbridge Heights, and looks forward to serving constituents in the new 33rd District including Riverdale, Spuyten Duyvil, Norwood, Bedford, and Bronxdale. In 2018, his passion to improve the health of New Yorkers led Majority Leader Andrea Stewart-Cousins to appoint Senator Rivera as the Chair of the New York State Senate's Health Committee. Prior to his appointment to Chair, Senator Rivera served as the ranking member of

the Senate Health Committee for six years. In 2018, the National Association of Latino Elected and Appointed Officials (NALEO) elected Senator Rivera to serve an initial three-year term on the Board of Directors. For over a decade, Senator Rivera has also served as a mentor for the annual Model State Senate program, "Somos El Futuro." Prior to becoming an elected representative, Gustavo worked as a community organizer for several local and state candidates including Jose Marcos Serrano and Andrea Stewart-Cousins' campaigns for State Senate, as well as Fernando Ferrer's 2001 campaign for Mayor of New York City. In early 2008, SEIU hired Gustavo to manage their activities on behalf of then-presidential candidate Barack Obama in several crucial primary states. Gustavo was born in Santurce, Puerto Rico. In 1998, Gustavo graduated from the University of Puerto Rico and moved to New York to begin a doctoral program in political science at the Graduate Center of the City University of New York.

David Rosmarin, MD
Director, Forensic Service
McLean Hospital
Harvard Medical School



David Rosmarin, MD, heads the Forensic Psychiatry Service at McLean Hospital, Harvard Medical School, which focuses on risk management with emphasis on risk assessment for violence and suicide. He also performs varied special assessments in medico-legal matters. Dr. Rosmarin has evaluated over 150 murderers. He worked at CIA for a decade in the unit assessing world leaders. He consults widely to industry, municipalities, and licensing boards on risk assessment, fitness for duty, ADA matters, and difficult employees. Dr. Rosmarin is a distinguished life fellow of the American Psychiatric Association and received the Red Apple Award from the American Academy of Psychiatry and the Law, where he chairs the Committee on Peer Review. He has lectured nationally on topics such as legal insanity, capital punishment, psychiatric ethics, suicide assessment, workplace violence, gun safety legislation, and assessment of emotional damages.

Katherine Schweit, JD, CCEP
Owner, Schweit Consulting LLC
Adjunct Professor
Webster University and DePaul University College of Law



Katherine Schweit is an author, attorney, former Chicago prosecutor, and career Federal Bureau of Investigation special agent who authored *Stop the Killing: How to End the Mass Shooting Crisis*. The guidebook is a revealing look into how she counsel's clients in her current security consulting business, Schweit Consulting LLC. In 2012, Schweit was promoted to the FBI executive ranks and joined a violence prevention team as part of a White House National Security Council effort within then-Vice President Joe

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Biden's office. She wrote the FBI's seminal research, *A Study of 160 Active Shooter Incident in the United States, 2000 – 2013*. This benchmark study is the only research ever done relying on law enforcement reports. She is the former director for security training for a Fortune 300 company, and a member of DePaul University College of Law's adjunct faculty, teaching courses in the culture of the Second Amendment and the rules of evidence. At Webster University, Ms. Schweit teaches courses in business and cyber law and policy. Ms. Schweit earned a bachelor's degree in journalism from Michigan State University and wrote for daily newspapers in Michigan and Chicago. She earned a law degree at DePaul University and joined the Cook County prosecutor's office as an assistant state's attorney. As a journalist she earned state and national writing recognition, including a Peter Lisagor Award for her 1990 analysis of discipline meted to judges and attorneys by the Illinois Supreme Court after one of the largest FBI public corruption investigations ever conducted. Today, she lives in Northern Virginia, outside of Washington D.C.

Laurence Steinberg, PhD

Distinguished University Professor

**Laura H. Carnell Professor of Psychology and Neuroscience
Temple University**



Laurence Steinberg, Ph.D., the Distinguished University Professor and Laura H. Carnell Professor of Psychology and Neuroscience at Temple University, is one of the world's leading experts on adoles-

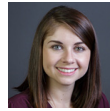
cence. His research has focused on a range of topics, including adolescent brain and psychological development, risk-taking and decision-making, family and peer relationships, juvenile justice, school achievement, and part-time employment. He is former President of the Division of Developmental Psychology of the American Psychological Association and of the Society for Research on Adolescence. Dr. Steinberg was a member of the National Academies' Board on Children, Youth, and Families, chaired the Academies' Committee on the Science of Adolescence, and directed the MacArthur Foundation Research Network on Adolescent Development and Juvenile Justice. Dr. Steinberg was the lead scientist on the amicus briefs submitted by the American Psychological Association in *Roper v. Simmons*, the landmark case that abolished the juvenile death penalty as well as subsequent cases that limited the use of life without parole for juveniles. He is a Fellow of the American Psychological Association, the Association for Psychological Science, and the American Academy of Arts and Sciences. Dr. Steinberg is the author or co-author of nearly 500 articles and essays on development during the teenage years, and the author, co-author, or editor of 18 books, including *Age of Opportunity: Lessons From the New Science of Adolescence* and *Rethinking Juvenile Justice* (with Elizabeth Scott), and *Adolescence*, the leading college textbook on the subject. He has also written for *The New York Times*, *The Wall Street Journal*, and *The Washington Post*, and is a frequent guest on NPR.

Erica Valencia-Graham, JD

Research Director & Edelman Fellow

Neuroscience and Law Center

Fordham University School of Law



Erica Valencia-Graham is currently serving as the Research Director at the Neuroscience and Law Center, where she works closely with Deborah Denno on various research projects, publications, and events. She also runs the student research program every year and has trained and supervised over forty legal research assistants during her six years with the Center. She received a Bachelor of Arts from Villanova University, a Juris Doctorate from Fordham University School of Law and is a member of the California Bar Association. During law school, Erica worked as a research assistant for Deborah Denno for three years, focusing mainly on death penalty research. Prior to joining the Neuroscience and Law Center full time, Erica worked at a criminal defense firm in Orange County, California.

Moderator Biographies

(Alphabetical Order)

I. Bennett Capers, JD

John D. Feerick Research Professor of Law

Director, Center on Race, Law, and Justice

Fordham University School of Law



Bennett Capers is the John D. Feerick Research Professor at Fordham Law School, teaching Evidence, Criminal Law, and Criminal Procedure. His articles and essays have been published in the *California Law Review*, *Columbia Law Review*, *Cornell Law Review*, *Fordham Law Review*, *Michigan Law Review*, *Minnesota Law Review*, *New York University Law Review*, and *UCLA Law Review*, among others. He co-edited *Critical Race Judgments: Rewritten U.S. Court Opinions on Race and Law* (Cambridge University Press), *Feminist Judgments: Rewritten Criminal Law Opinions* (Cambridge University Press), and *Criminal Law: A Critical Approach* (Foundation Press), and has a forthcoming book about prosecutors, *The Prosecutor's Turn* (Metropolitan Books). He has been a Visiting Professor at Yale Law School, University of Texas School of Law, and Boston University School of Law.

Megan Martucci, JD

Associate Attorney

Feniger & Uliasz



Megan is a graduate of New York University and Fordham Law School. She is a member of the New York and New Hampshire Bar Associations with a focus on all aspects of estate planning, asset protection and Probate Law. She brings experience to the Firm in the

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preparation and drafting of wills, powers of attorney, health care proxies and trust documents tailored to the specific needs of each client. She is also involved in the representation of Executors and Administrators during the Probate process to include the settlement of estates, will contests and other litigation. Megan prides herself on the dedication and compassion that her clients need and deserve.

Martha Rayner, JD

Clinical Associate Professor of Law
Fordham University School of Law



Professor Rayner has been a clinical teacher at Fordham since 1998. She co-directs the Criminal Defense Clinic, which defends clients at the trial level, takes on the civil consequences of arrests, represents incarcerated persons seeking clemency, parole and in post-conviction matters, and engages in broad-based advocacy and litigation on behalf of clients indefinitely detained without charge by the United States military at Guantánamo Bay, Cuba. This semester she is teaching a Decarceration Practicum focusing on a problem solving approach to reducing the number of people serving life sentences in New York state.

Ian Weinstein, JD

Professor of Law
Fordham University School of Law



Ian Weinstein is Professor of Law at Fordham Law School and Supervising Attorney with Lincoln Square Legal Services, Inc., the not-for-profit legal services provider through which the law school runs many of its law clinics. In recent years he has taught Criminal Law, Evidence, and the Federal Litigation Clinic. Ian and his students have represented hundreds of clients in administrative, trial level and appellate actions. Currently, they litigate federal criminal and anti-discrimination cases in the Southern and Eastern Districts of New York and the United States Court of Appeals for the Second Circuit. Ian writes on lawyering, criminal procedure and sentencing, clinical teaching, and access to justice. He was the first Associate Dean for Clinical Education at Fordham, President of the Clinical Legal Education Association and has served on many committees, taskforces, projects, and accreditation teams at the law school, Fordham University, in legal education and in the legal profession. He was recognized as Outstanding Advocate for Clinical Education by CLEA in 2022, voted Teacher of the Year in 2017, received the Dean's Medal in 2016 and recognized as Public Interest Faculty Member of the Year in 2015. He holds a BA from Reed College, a JD from NYU, and an LLM in Advocacy from Georgetown, where he was a Stiller/Prettyman Fellow. Prior to joining Fordham Law in 1991, Ian was an Associate Attorney with the Federal Defenders for the Southern District of New York.