

KATE LEVINE

Associate Professor · Benjamin N. Cardozo School of Law

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ACADEMIC APPOINTMENTS

Benjamin N. Cardozo School of Law

New York, NY

Professor of Law, July 2021 - Present

Associate Professor of Law, July 2019 – June 2021

Courses taught: Criminal Law (2021), Criminal Procedure: Investigations, Criminal Procedure and Mass Incarceration Seminar

- Adjuncts Committee 2021-2022 (fall only)
- Organized and Led Cardozo Criminal Law Summer Workshop, Summer 2020
- Appointments Committee 2020-2021
- Clerkship Committee 2019-2020
- Public Service Scholars Faculty Advisor 2019-2021

St. John's University School of Law

Queens, NY

Assistant Professor of Law, July 2016 – June 2019

Courses: Criminal Law, Contemporary Topics in Criminal Law, Criminal Procedure: Investigations

- Selected as 1L Professor of the Year (award given by Student Bar Association) (2017)
- Appointments Committee 2017-2018
- Intellectual Life Committee 2016-2019
- Diversity Committee 2018-2019

University of California, Irvine School of Law

Irvine, CA

Visiting Assistant Professor of Law, Fall 2018

Course: Statutory Analysis

New York University School of Law

New York, NY

Acting Assistant Professor, Lawyering Program, June 2012-May 2014; February 2015-May 2016

Full-time appointment teaching a legal research, writing, and skills course to first-year students. Curriculum includes simulation-based exercises focused on fact development, interviewing and counseling a client, negotiation, argument drafting, and oral advocacy.

EDUCATION

Harvard Law School, JD, *cum laude*, June 2006

Cambridge, MA

Journal: Harvard Civil Rights-Civil Liberties Law Review, Student Writing Editor

University of Chicago Law School (transferred)

Chicago, IL

Harvard College, AB, *magna cum laude*, American History and Literature, June 2002, Cambridge, MA

PUBLICATIONS & WORKS IN PROGRESS

Redistributing Justice (with Benjamin Levin) (*work in progress*)

The Progressive Love Affair with the Carceral State, 120 MICH. L. REV. 1225 (2022)

Police Prosecutions and Punitive Instincts, 98 WASH. U. L. REV. (2021) (*work in progress*)

Introduction to Cardozo Law Review's Criminal Law Issue, 42 CARDOZO L. REV. 1165 (2021)

Discipline and Policing, 68 DUKE L. J. 839 (2019)

- Selected for American Constitution Society workshop at 2018 AALS Annual Meeting

Interrogation Parity, 2018 U. ILL. L. REV 1685 (2018) (with Stephen Rushin) (Invited Symposium Piece)

We Need to Talk About Police Records, FORDHAM URBAN L. J., Online (2017)

Police Suspects, 116 COLUMBIA L. REV. 1197 (2016)

How We Prosecute the Police, 104 GEORGETOWN L.J. 745 (2016)

Who Shouldn't Prosecute the Police, 101 IOWA L. REV. 1447 (2016)

- Awarded 2017 Fred C. Zacharias Memorial Prize for Professional Responsibility Scholarship by AALS

Reassessing "Unauthorized Practice of Law" Rules, in BEYOND ELITE LAW: ACCESS TO CIVIL JUSTICE IN AMERICA (Samuel Estreicher & Joy Radice, eds. (2016))

Note, If You Cannot Afford A Lawyer: Assessing the Constitutionality of Massachusetts's Reimbursement Statute, 42 HARV. CR-CL L. REV. 191 (2007)

COURSES: Criminal Law, Criminal Procedure: Investigations, Criminal Procedure and Mass Incarceration, Criminal Procedure: Adjudication, Evidence, Professional Responsibility,

PROFESSIONAL EXPERIENCE

Institute of Judicial Administration, New York University School of Law New York, NY
Research Fellow May 2014 - May 2015

Appellate Advocates New York, NY
Appellate Public Defender January 2009-April 2012

Cravath, Swaine & Moore LLP New York, NY
Associate October 2007-December 2008

United States District Court, Southern District of New York New York, NY

Law Clerk to Honorable Robert P. Patterson, Jr.

September 2006 - September 2007

Harvard College

Teaching Fellow for Professor Michael Sandel's "Justice"

Cambridge, MA

Fall 2005

The Southern Center for Human Rights

Legal Intern

Atlanta, GA

January & August 2005

SELECTED PRESENTATIONS & LECTURES

Roundtable Participant: *Beyond Double Standards*, Prison Abolition Conference, University of Texas School of Law, Austin, TX (September 2019)

Presenter: *Police Prosecutions and Punitive Instincts*, CrimFest, Brooklyn Law School, New York, NY (July 2019)

Invited Presenter: *Police Prosecutions and Punitive Instincts*, Criminal Justice Ethics Schmooze, Benjamin N. Cardozo School of Law, New York, NY (June 2019)

Presenter: *Police Prosecutions and Punitive Instincts*, Law and Society Association, Washington D.C., (June 2019)

Invited Presenter: *Discipline and Policing*, Benjamin N. Cardozo School of Law, Faculty Development Workshop, New York, NY (October 2018)

Invited Presenter: *Discipline and Policing*, University of Colorado Law School, Faculty Development Workshop, Boulder, CO (September 2018)

Invited Presenter: *Discipline and Policing*, Criminal Justice Ethics Schmooze, Brooklyn Law School, New York, NY (June 2018)

Presenter: *Policing Danger*, CrimFest, New York, NY (July 2018)

Presenter: *The Drawbacks of Policing Reform*, Law and Society Association, Toronto, CA (June 2018)

Presenter: *Discipline and Policing*, Mid Atlantic Junior Faculty Forum, Richmond Law School, Richmond, VA (May 2018)

Invited Participant at Symposium: *Federal Responses to Police Misconduct*, University of Illinois College of Law, Urbana-Champaign, IL (April 2018)

Invited Presenter: *Discipline and Policing*, Chase College of Law: Northern Kentucky University, Faculty Development Workshop, Highland Heights, KY (March 2018)

Invited Presenter: *Discipline and Policing*, Touro College, Jacob D. Fuschberg Law Center, Faculty Development Workshop, Central Islip, NY (February 2018)

Invited Presenter: *Discipline and Policing*, American Constitutional Society Junior Scholars Public Law Workshop, San Diego, CA (January 2018)

Invited Presenter: *Discipline and Policing*, Washington University Law School, Faculty Development Workshop, Seattle, WA (November 2017)

Invited Presenter: *Discipline and Policing*, Wake Forest University Law School, Faculty Development Workshop, Winston-Salem, NC (October 2017)

Invited Presenter: *Procedural Issues in Policing the Police*, Southeastern Association of Law Schools, Boca Raton, FL (August 2017)

Organizer and Presenter: Brooklyn and St. John's Law Schools Junior Criminal Law Scholars Roundtable, New York, NY (July 2017)

Invited Participant: Criminal Justice Roundtable, Columbia Law School (May 2017)

Invited Presenter: *Nonlawyer Representation; Unauthorized Practice of Law Rues*, Beyond Elite Law: Access to Civil Justice in America, NYU School of Law, New York, NY (April 2016)

Invited Presenter: *Who Should Police the Police: Self-Policing Post-Ferguson*, Reckoning With Force: Examining the Roles of Prosecutors, Police, and the Community in Use-of-Force Cases, NYU School of Law, New York, NY (April 2016)

Presenter: *Who Shouldn't Prosecute the Police*, Junior Scholars Workshop, Southeastern Association of Law Schools, Boca Raton, FL (July 2015)

Presenter: *Policing Problems*, CrimFest, New York, NY (July 2015)

Presenter: *Police Suspects*, Criminal Justice Ethics Schmooze, Fordham Law School, New York, NY (June 2015)

Moderator: *Prosecutors' Discovery/Brady Obligations*, Criminal Justice Ethics Schmooze, Fordham Law School, New York, NY (June 2015)

Presenter: *Studies in Prosecution: Examining Alliances and Examining Roles*, Law and Society Association, Seattle, WA (May 2015)

Chair and Discussant: *Policing Boundaries and Borders: Studies in Police-Citizen Encounters*, Seattle WA (May 2015)

Presenter: *Who Shouldn't Prosecute the Police*, Criminal Law Theory Colloquium, New York, NY (April 2015)

Presenter: *Mandatory Recusal for Local Prosecutors*, Institute of Judicial Administration, Public Policy

Series: Promoting Transparency in Police ‘Excessive Force’ Cases, NYU School of Law, New York, NY (February 2015)

Trainer: *Challenging Fees and Fines*, Missouri State Public Defender 2014 Spring Training, St. Louis, MO (June 2014)

POPULAR PUBLICATIONS

Op-Ed: *Hold Prosecutors Accountable, Too*, BOSTON REVIEW (with Joanna Schwartz) (June 22, 2020), <http://bostonreview.net/law-justice/kate-levine-joanna-schwartz-hold-prosecutors-accountable-too>

We Cannot Prosecute Our Way to Making Black Lives Matter, Law and Political Economy Blog (June 10, 2020), <https://lpeblog.org/author/katelevine2020/>

Op-Ed: *The Ultimate Conflict*, SLATE (Sept. 11, 2014) <https://slate.com/news-and-politics/2014/09/local-prosecutor-bob-mcculloch-should-not-be-the-one-to-decide-whether-to-charge-police-officer-darren-wilson-in-michael-browns-shooting.html>

Blog Post, *Take Care: Pinkwashing the Supreme Court* (July 2, 2020) (with Scott Skinner-Thompson) <https://takecareblog.com/blog/pinkwashing-the-supreme-court>

Guest Blogger on *PrawfsBlawg* (May 2016; Mar. 2015) (selected posts below)

- An Appreciation of Legal Blogging (and Twitter!)
<http://prawfsblawg.blogs.com/prawfsblawg/2015/04/an-appreciation-of-legal-blogging-and-twitter.html>
- A Collection of Thoughts on Depression, Perverse Incentives, and Misunderstanding Mental Illness
<http://prawfsblawg.blogs.com/prawfsblawg/2015/03/depression-and-perverse-incentives.html>
- Teeth Whitening for Lawyers
<http://prawfsblawg.blogs.com/prawfsblawg/2015/02/teeth-whitening-for-lawyers.html>

MEDIA APPEARANCES

Stephanie Wykstra, *The Fight for Transparency in Police Misconduct Explained*, VOX (June 16, 2020) <https://www.vox.com/2020/6/16/21291595/new-york-section-50-a-police-misconduct>

Kevin Penton, *Virus Concerns Look Over Handling of Mass Arrests*, LAW360 (June 14, 2020) <https://www.law360.com/articles/1282549>

Bob Egelko, *Why It’s So Hard to Convict a Cop of Murder: Just 5 in 15 Years*, SAN FRANCISCO CHRONICLE (June 10, 2020)

<https://www.sfchronicle.com/nation/article/Why-it-s-so-hard-to-convict-a-cop-of-murder-15327778.php>

Lily Altevener, *Police Officers are Rarely Prosecuted or Convicted in Arizona, Here are Some of the Hurdles*, AZCENTRAL (June 9, 2020)

<https://www.azcentral.com/story/news/local/arizona/2020/06/09/arizona-police-almost-never-prosecuted-convicted-george-floyd-shootings-use-of-force/3154963001/>

Amelia Thompson-Devaux, *Why It's So Rare for Police Officers to Face Consequences*, FIVETHIRTYEIGHT (June, 4, 2020) <https://fivethirtyeight.com/features/why-its-still-so-rare-for-police-officers-to-face-legal-consequences-for-misconduct/>

Ali Watkins, *Police Chief Made Fiery Claims Over MS-13 Murder. Records Dispute It*, NYTIMES (Feb. 6, 2020) <https://www.nytimes.com/2020/02/06/nyregion/ms-13-long-island.html>

Henry Gass, *When DA Doesn't Consider an Officer Reliable, Should Public Know*, THE CHRISTIAN SCIENCE MONITOR (Sept. 3, 2019) <https://www.csmonitor.com/USA/Justice/2019/0903/When-DA-doesn-t-consider-an-officer-reliable-should-public-know>

Sam Levin, *Killed By Police Then Villified*, THE GUARDIAN (Mar. 21, 2019) <https://www.theguardian.com/us-news/2019/mar/20/us-police-killings-district-attorney-prosecutor-reports>

Emily K. Coleman, *Lake County Police Officers Have Been Allowed to Call for Rides Home After Being Pulled Over*, CHICAGO TRIBUNE (Oct. 11, 2018) <https://www.chicagotribune.com/suburbs/lake-county-news-sun/ct-lns-waukegan-police-traffic-stops-st-1013-story.html>

Michelle Liu, *Why One North Mississippi DA Thinks Special Prosecutors Hold the Key in Police Shootings*, MISSISSIPPI TODAY (Aug. 20, 2018) <https://mississippitoday.org/2018/08/20/why-one-north-mississippi-d-a-thinks-special-prosecutors-hold-the-key-in-police-shootings/>

Ben Conrack, *The Vernell Bing Shooting was Ruled Justifiable. What Happens Now?*, JACKSONVILLE.COM (Sept. 19, 2017) <https://www.jacksonville.com/news/metro/public-safety/2017-09-19/vernell-bing-jr-shooting-was-ruled-justifiable-what-happens-now>

Jeff Proctor, *Relationships Make Prosecuting Police Difficult*, NEW MEXICO IN DEPTH (Nov. 4, 2016) <http://nmindepth.com/2016/12/04/challenges-make-prosecuting-police-difficult/>