

**KATE LEVINE**

Professor of Law · 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, Criminal Procedure: Investigations, Abolition Colloquium, Criminal Procedure and Mass Incarceration Seminar

- Steering Committee (2023-2024)
- Faculty Advisor Cardozo Journal of Equal Rights and Social Justice (2023-2024)
- 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**

*Police Accomplices* (work-in-progress)

*The Transparency Fantasy* (work-in-progress)

*Redistributing Justice* (with Benjamin Levin), 124 COLUMBIA L. REV. (forthcoming, 2024)

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

*Police Prosecutions and Punitive Instincts*, 98 WASH. U. L. REV. 997 (2021)

*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**

*Appellate Public Defender*

New York, NY

January 2009-April 2012

**Cravath, Swaine & Moore LLP**

*Associate*

New York, NY

October 2007-December 2008

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

*Law Clerk to Honorable Robert P. Patterson, Jr.*

New York, NY

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**

Invited Presenter: *Redistributing Justice*, Criminal Justice Roundtable, Columbia Law School, New York, NY (May 2024)

Invited Presenter: *Redistributing Justice*, UCLA Law School Faculty Development Workshop, Los Angeles, CA (Feb. 2024)

Presenter: *Police Accomplices*, *Law of the Police Conference*, University of Chicago Law School, Chicago IL (June 2023)

Invited Presenter: *Police Prosecutions and Punitive Instincts*, Washington University School of Law Faculty Development Workshop (February 2021)

Invited Presenter: *Police Prosecutions and Punitive Instincts*, University of Chicago Public Law and Legal Theory Workshop (October 2020)

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/>