ANDREA L. ROTH

424 Boalt Hall (North Addition), UC Berkeley School of Law
510-643-6092 aroth@law.berkeley.edu

ACADEMIC EXPERIENCE

UC Berkeley School of Law, Assistant Professor, July 2011 – present
Teach Criminal Law; Evidence; Introduction to Forensic Science (Spring 2014); Criminal Procedure: Adjudication (anticipated); Criminal Procedure: Investigation (anticipated).

Stanford Law School, Law Fellow and Instructor, July 2008 – June 2011
Taught Federal Litigation; Legal Research and Writing.

EDUCATION

Yale Law School, J.D., June 1998.
Teaching Assistant, Professor Judith Resnik, *Procedure*
John Currier Gallagher Prize for Best Presentation, Barrister's Union Mock Trial Final Round
Senior Editor and Admissions Committee, *Yale Law Journal*
Semifinalist, Morris Tyler Moot Court of Appeals

University of New Mexico, B.S., Mathematics, B.A., Political Science, *summa cum laude*, May 1995.
Outstanding Senior Award, Mathematics Department
Teaching Assistant, Professor Frank Kelly, *Non-European Mathematics*
First Place Speaker Awards, Yale Debate Invitational; Nat'l Parliamentary Debate Ass'n Nat'l Finals
Phi Beta Kappa

SCHOLARLY WORK

Defying DNA: Rethinking the Role of the Jury in an Age of Scientific Proof of Innocence, 93 BOSTON U. L. REV. – (forthcoming 2013)

Maryland v. King *and the Wonderful, Horrible DNA Revolution in Law Enforcement*, 11 OHIO ST. J. CRIM. LAW – (forthcoming 2013)

Review, *The Collapse of American Criminal Justice* by William J. Stuntz, 62 J. L. EDUC. 377 (2012)

Ethical Duties of Defense Attorneys and Experts, chapter in JUDGING MORALITY: ETHICS IN FORENSIC SCIENCE (Acad. Press 2012)

SCIENTIFIC EVIDENCE (LexisNexis 5th ed. 2012) (2 vols.) (with Paul C. Giannelli, Edward J. Imwinkelried, & Jane Campbell Moriarty)

Safety in Numbers?: Deciding When DNA Alone Is Enough To Convict, 85 N.Y.U. L. REV. 1130 (2010)

Database-Driven Investigations: The Promise – and Peril – of Using Forensics To Solve "No-Suspect" Cases, 9 CRIMINOLOGY & PUB. POL'Y 421 (2010)

SCHOLARLY WORK (CONTINUED)

Data Sharing in Forensic Science: Consequences for the Legal System, 2009 Proceedings of the Joint Statistical Meeting, American Statistical Association 469 (with Edward Ungvarsky)

Review, *Forensic Identification and Criminal Justice: Forensic Science, Justice, and Risk, by Carole McCartney*, 8 L. PROBABILITY & RISK 55 (2009) (co-authored with Edward Ungvarsky)

Database Limitations on the Evidentiary Value of Forensic Mitochondrial DNA Evidence, 43 AM. CRIM. L. REV. 53 (2006) (co-authored with Kaestle, Kittles, and Ungvarsky)

PROFESSIONAL EXPERIENCE

Public Defender Service for the District of Columbia, *Staff Attorney*, Oct. 1999-June 2008
Tried felony cases for two+ years; litigated appeals for six+ years; supervised junior attorneys. Was a founding member of the Forensic Practice Group, attending trainings and litigating and lecturing on forensic science issues. Co-authored Supreme Court *amicus* briefs. Won numerous reversals on appeal, including *Mack v. United States* (D.C. 2007) (reversing murder conviction for rule of completeness error); *Wilson-Bey v. United States* (D.C. 2006) (*en banc*) (reversing murder conviction and declaring D.C.'s aiding and abetting instruction unconstitutional) (briefed as *amicus*; argued case); *Felder v. United States* (D.C. 2004) (reversing murder conviction for Confrontation Clause violation); *Keels v. United States* (D.C. 2001) (holding D.C.'s life-without-parole statute unconstitutional under *Apprendi v. New Jersey*).

Justice Dana Fabe, Alaska Supreme Court, *Law Clerk*, Aug. 1998-July 1999

Yale Law School, Student Director, Jerome Frank Legal Services Organization, 1996-98
Supervised team working on appeal of Title VII case (1997-98); represented Title VII plaintiff in federal trial and appeal (1996-98).

United States Attorney's Office, Eastern District of New York, *Law Clerk*, Summer 1996

SELECTED CONFERENCE PRESENTATIONS AND INVITED TALKS

Academic presentations include:

Presenter, Project on Science, Law and Evidence Workshop (UCLA Law School, June 2013)
Panelist, Criminal Justice in the Age of DNA (NYU Law School, Feb. 22, 2013)
Speaker Series, Law and Biosciences Workshop (Stanford Law School, Jan. 29, 2013)
Panelist, Empirical Legal Studies Association Annual Meeting (Stanford Law School, Nov. 10, 2012)
Speaker, Supreme Court Roundup Series, UC Berkeley Faculty Workshop (July 3, 2012)
Panelist, Discussion of Trayvon Martin Case, UC Berkeley School of Law (April 12, 2012)
Presenter, Innocence and the Road to Exoneration (Texas Wesleyan Law School, Oct. 8, 2010)
Guest Lecturer, Introduction to American Law (Stanford Law School, Sept. 3, 2009; Sept. 2, 2010).
Guest Lecturer, Evidence (Catholic Univ. School of Law, Mar. 7 & 9, 2006)
Panelist, Lecture and Moot for *Hammon v. Indiana* (Columbia Law School, Mar. 2006)
Speaker Series, David A. Clarke School of Law (Washington, D.C., Oct. 7, 2005)

SELECTED CONFERENCE PRESENTATIONS AND INVITED TALKS (CONTINUED)

Presenter, ASU International Conference on Forensic Statistics (Tempe, AZ, Mar. 18, 2005).

Professional presentations and trainings include:

Scheduled Speaker, UC Berkeley School of Law Teaching Institute (Aug. 23, 2013)
Scheduled Speaker, Public Defender Training Conference (Berkeley, CA, Aug. 3, 2013)
Speaker, Nat'l Ass'n of Crim. Defense Lawyers Annual Meeting (Washington, D.C., Feb. 21, 2013)
Speaker, Nat'l Workshop for District Judges (San Francisco, CA, July 16, 2012)
Speaker, Innocence Network / Bureau of Justice Statistics (Kansas City, MO, Mar. 29, 2012)
Speaker, Robert C. McGrath Inn of Court (Contra Costa County, CA, Jan. 12, 2012)
Lecturer, San Francisco Public Defender Speaker Series (San Francisco, CA, Oct. 14, 2011)
Speaker, CA Attorneys for Criminal Justice Capital Defense Seminar (Monterey, CA, Feb. 19, 2011, Feb. 13, 2010).
Speaker, California Appellate Project (San Francisco, CA, June 9, 2010).
Speaker, Conference on the National Academy of Sciences Report (Los Angeles, CA, Mar. 19-20, 2010).
Lecturer, Criminal Justice Act Summer Series (Washington, D.C., June 12, 2007)
Panelist, Criminal Justice Act Forensic Science Conference (Washington, D.C., June 2, 2007)
Speaker, Bar Association of D.C. (Mar. 5, 2007)
Speaker, Children's Law Center (Washington, D.C., Sept. 9, 2006)
Panelist, American Bar Association Criminal Justice Section (Baltimore, MD, Nov. 4, 2005)
Faculty Member, DNA Cross-Examination College, Gallaudet University (Washington, D.C., Sept. 2005).
Guest Lecturer, Prettyman Fellowship Training, Georgetown Univ. Law School (Washington, D.C. (Sept. 2005, Sept. 2006, Sept. 2007).
Speaker, New Mexico Criminal Defense Lawyers Association (Albuquerque, N.M. July 17, 2005)

BAR MEMBERSHIPS

United States Supreme Court
California
New York
Washington, D.C.
United States District Court, Eastern District of Michigan