

PENNY J. WHITE

**Elvin E. Overton Distinguished Professor of Law
Director, Center for Advocacy & Dispute Resolution**

**UNIVERSITY OF TENNESSEE COLLEGE OF LAW
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TEACHING EXPERIENCE:

Elvin E. Overton Distinguished Professor of Law, University of Tennessee College of Law, 2000
– present

Director, University of Tennessee College of Law Center for Advocacy and
Dispute Resolution, 2006 – present (Interim Director until 2008)

Faculty, Georgia State University Summer Legal and Policy Study in Rio de Janeiro, 2009

Faculty, University of Mississippi Downing College Cambridge Summer Session, 2008

Faculty, Winter Trial Advocacy Workshop, Harvard Law School, January 1999 - 2009

Guest Lecturer, Special Course on Judicial Independence in Death Penalty Cases, Yale Law
School, 2001 - 2010

Visiting Professor of Law, University of Denver College of Law, 1999 - 2000

William J. Maier, Jr., Visiting Professor of Law, West Virginia University College of Law,
1998 - 1999

Visiting Professor of Law and Director, Virginia Capital Case Clearinghouse,
Washington and Lee School of Law, 1997 - 1998

Adjunct Professor of Law, University of Tennessee College of Law, 1997 (full-time);
1988 - 1997 (part-time)

Faculty, National Judicial College, University of Nevada, 1993 - present

Faculty, New York University Institute for Judicial Administration, Appellate Judges' School,
1999

Supervising Attorney and Clinical Instructor, Georgetown University Criminal Justice Clinic,
Georgetown University Law Center, 1983 - 1985

Associate Professor, East Tennessee State University, Criminal Justice Department,
1982 - 1994

LEGAL EXPERIENCE

Associate Justice, Tennessee Supreme Court, 1994 - 1996

Judge, Tennessee Court of Criminal Appeals, 1992 - 1994

Judge, Circuit Court, First Judicial District, Tennessee, 1990 - 1992

Private Practice, Johnson City, Tennessee, 1981 - 1983; 1985 - 1990 (briefed and argued
Houston v. Lack, 487 U.S. 266 (1988))

E. Barrett Prettyman Fellow, Georgetown University Criminal Justice Clinic, Georgetown University Law Center, 1983 - 1985

EDUCATION:

Masters of Law, Georgetown University Law Center, 1987 (E. Barrett Prettyman Fellow)
Doctor of Jurisprudence, University of Tennessee College of Law, 1981 (Order of the Coif)
Bachelor of Science, East Tennessee State University, 1978 (summa cum laude)

PUBLICATIONS:

Law Review Articles

Relinquished Responsibilities, 123 Harvard L. Rev. 120 (2009)
Treated Differently in Life but not in Death: The Execution of the Mentally Retarded After *Atkins v. Virginia*, 76 Tenn. L. Rev. 685 (2009)
Using Judicial Performance Evaluations to Supplement Inappropriate Voter Cues and Enhance Judicial Legitimacy, 74 U. Mo. L. Rev. 635 (2009)
The Appeal to the Masses, 86 U. Denver L. Rev. 251 (2008)
A Response to Professor Fitzpatrick: The Rest of the Story, 75 Tenn. L. Rev. 501 (Spring 2008)
The Aftermath of *Republican Party of Minnesota v. White*, Pound Foundation (Summer 2007)
“He Said, She Said,” and Matters of Life and Death, 19 Regents U. L. Rev. 387 (Fall 2006)
A Matter of Perspective, 3 University of North Carolina First Amendment L. Rev. 5 (Winter 2004)
Some Appeasement for Professor Tushnet, 71 Tenn. L. Rev. 275 (Winter 2004)
Mourning and Celebrating on Gideon’s Fortieth, 72 U. Missouri-Kansas City L. Rev. 515 (Winter 2003)
“The Good, The Bad, and The (very, very) Ugly”(and its postscript, “A Fistful of Dollars”): Musings on *White*, 38 U. Richmond L. Rev. 626 (March 2004)
Symposim: Preserving the Legacy: A Tribute to Chief Justice Harry L. Carrico, One Who Exalted Judicial Independence, 38 U. Rich. L. Rev. 615 (March 2004)
Legal, Political, and Ethical Dilemmas to Applying International Human Rights Laws in State Courts, 71 U. Cinn. L. Rev. 937 (Spring 2003)
Rescuing Confrontation, 54 S.C. L. Rev. 537 (Spring 2003)
Judging Judges: Securing Judicial Independence By Use of Judicial Performance Evaluations, 24 Fordham Urban Law Journal 1053 (February 2002)
Errors and Ethics: Dilemmas in Death, 29 Hofstra L. Rev. 1265 (Summer 2001)
A Response and Retort, 33 Conn. L. Rev. 899 (Spring 2001)
Can Lightning Strike Twice? Obligations of State Courts After *Pulley v. Harris*, 70 Col. L. Rev. 813 (Summer 1999)
Newly Available, Not Newly Discovered, 2 J. of App. Prac. and Proc. 7 (Winter 2000)
Master, Justice, Chancellor Kent: His Legacy For Today’s Judges, 74 Chi-Kent L. Rev. (1999)
If Justice Is For All, Who Are Its Constituents?, 64 Tenn. L. Rev. 259 (1997)
“It’s a Wonderful Life,” or Is It? America Without Judicial Independence, 27 U. Mem. L.

Rev. 1 (1996), partial reprint in 80 *Judicature* 174 (Jan. - Feb. 1997)
Yesterday's Vision, Tomorrow's Challenge: Alternative Dispute Resolution in Tennessee,
26 *U. Mem. L. Rev.* 957 (1996)
A Survey of Tennessee Supreme Court Death Penalty Cases in the 1990s, 61 *Tenn. L. Rev.* 733
(1994)
A Noble Idea Whose Time Has Come, 18 *Mem. State L. Rev.* 223 (1988) (master's thesis)

Books

Tennessee Capital Case Handbook (Tennessee Association of Criminal Defense Lawyers)(2010)

Chapters in Books

Tennessee's New Abolitionists, Chapter 6, *Judicial Independence and the Death Penalty*
(University of Tennessee Press)(2010)
Presiding Over a Capital Case: A Benchbook for Judges, Chapter 1, *Capital Cases and Federal
Constitutional Issues*; Chapter 10, *Federal Habeas Corpus* (William J. Brunson, et al,
eds., National Judicial College)(2009)
Introduction to Capital Litigation: Overview and History of Capital Jurisprudence in the United
States Supreme Court, Chapter 1, *Capital Litigation Improvement Initiative Benchbook
for State Trial Judges* (2009)
Review of State Death Sentenced by Federal Courts: The Impact of Federal Habeas Corpus on
State Death Penalty Cases, Chapter 10, *Capital Litigation Improvement Initiative
Benchbook for State Trial Judges* (2009)
Judicial Independence and Capital Punishment in Tennessee, Chapter 6, *Tennessee's New
Abolitionists: The Fight Against the Death Penalty in the Volunteer State* (2009)
Several Chapters in *Encyclopedia of American Civil Liberties and Rights* (Otis H. Stephens &
John Scheb, eds.)(2006)
The Improvement of the Administration of Justice, Chapter 33, *The Continuing Evolution of the
Federal Rules of Evidence* (7th ed. 2001)

Other Publications

Virtual Cross-Examination, *Dicta* (April 2009)
An Independent and Impartial Judiciary: The New Urgency, *Dicta* (February 2009)
Judicial Disqualification after *White* – Dual Duties, 11 *Tort Source* 1 (Fall 2008)
Judicial Campaign Oversight Committees' Complaint Handling in the 2006 Elections: Survey
and Recommendations, 91 *Judicature* 235 (Mar - April 2008)(co-authored with William
Fortune)
Capital Punishment: Challenges and State Court Obligations, *National Center for State Courts
Trends Report* (2000), at <http://www.ncsc.dni.us/KMO/Projects/Trends/99-00/Index.htm>
Surviving the Politics of Judging, 20 *J. of Nat'l Assn. of Admin L. Judges* 149 (Spring 2000)

Judicial Independence: Second Steps, 38 Judges' Journal 5 (Summer 1999)
Judges' New Role in Preserving an Independent Judiciary, 14 NJC Alumni 9 (1998)
Judicial Courage and Judicial Independence, 16 J. of Nat'l Assn. of Admin. L. Judges 61 (1996)
Ten Things They Never Taught You in Law School, 30 Tenn. Bar J. 20 (May - June 1994)
Employee Rights From the Government Perspective: An Overview From the Practicing
Attorney's Viewpoint, in *Communicating Employee Responsibilities and Rights*
(Osigweh ed., 1987)

Publications for Judges

Presiding Over a Capital Case: A Benchbook for Judges, (William J. Brunson, et al,eds.,
National Judicial College)(2009)(two chapters)
Tennessee Municipal Judges Bench Book (April 2005)
Tennessee Trial Judges Bench Book (October 2000)
Tennessee General Sessions Judges Bench Book (October 2002)
Post-Conviction Manual for Trial Judges (NJC and Nevada, publishers 2001)
Sentencing Manual for the Trial Judge (NJC and BOJ, publishers 1998)

Other Writings

Authored Petition for Certiorari in *Van Tran v. State*, a case challenging Tennessee's application
of *Atkins v. Virginia*, which bars the execution of people with intellectual and
developmental disabilities (filed July 2007, pending in the United States Supreme Court)
Authored approximately 200 reported and unreported opinions as an appellate judge between
1992-1996; examples include *McClung v. Delta Square Ltd. Partnership*, 937 S.W.2d
891 (Tenn. 1997); *Meighan v. U.S. Sprint Co.*, 942 S.W.2d 476 (Tenn. 1997); *Ramsey v.*
Beavers, 931 S.W.2d 527 (Tenn. 1996); *Ray, by Hoilman v. BIC Corp.*, 931 S.W.2d 527
(Tenn. 1996); *Wimley v. Rudolph*, 931 S.W.2d 513 (Tenn. 1996); *McClellan v. Board of*
Regents, 921 S.W.2d 684 (Tenn. 1996); and *Phippis v. State*, 883 S.W.2d 138 (Tenn.
1994)
Authored Supreme Court rules on alternative dispute resolution, post-conviction procedure;
helped author procedures and rules for Tennessee Judicial Evaluation Program

HONORS AND AWARDS: (past and present, partial listing)

V. Robert Payant Award for Teaching Excellence, National Judicial College (2010)
Marilyn V. Yarborough Award for Writing Excellence (2009)
Carden Award for Outstanding Achievement in Scholarship (2008)
Carden Award for Outstanding Service to the Institution (2007)
Bass, Berry & Sims Award for Outstanding Service to the Bench and Bar (2006)
Forrest W. Lacey Award for Outstanding Contribution to UT College of Law Moot Court
Program, 2005-06, 2002- 03, 2001-02
Bernstein-Richie Award for Extraordinary Service to UT Legal Clinic, 2002

American Civil Liberties Union of Tennessee, Bill of Rights Award, 1997
Marion Griffin Award, Association of Women Attorneys, 1996
YWCA Tribute to Women Award, Business and Government, 1996
Outstanding Public Services Award, University of Tennessee College of Law, 1994
Outstanding Alumna Award, East Tennessee State University, 1994
Order of the Coif, University of Tennessee College of Law, 1981
Editor in Chief, Executive Editor, Research Editor, Tenn. L. Rev. 1980 - 1981
Phi Kappa Phi Fellowship, University of Tennessee College of Law, 1978
AAUP Outstanding Undergraduate Student, East Tennessee State University, 1978
Outstanding Undergraduate Student in Political Science and in Social Sciences, East Tennessee State University, 1978

SERVICE TO PROFESSION AND COMMUNITY: (past and present, partial listing)

Member, American Judicature Society, Center for Judicial Independence Advisory Committee
Member, American Bar Association, Jury Commission
Co-Chair, Task Force on the Independence of the Judiciary, American Bar Association Litigation Section
Co-Chair, Ethics and Professionalism Committee, American Bar Association Litigation Section
Co-Chair, Training the Advocate Committee, American Bar Association Litigation Section

Section Representative, Center for Professional Responsibility/Section Officers Committee, American Bar Association
Barrister, Hamilton Burnett Inn of Court
Member, Board of Directors, Legal Aid of East Tennessee
Past Member and Chair, Faculty Council, National Judicial College
Faculty Member, Board of Trustees, National Judicial College
Past Member, Knox County Bar Association, Professionalism Committee
Past Member, Board of Directors, American Judicature Society
Past Chair, Tennessee Judicial Conference, Education and Judicial Evaluation Committees
Past Liaison, Tennessee Commissions on Gender Fairness; Alternative Dispute Resolution; Continuing Legal Education and Specialization
Past Vice-President, Tennessee Judicial Conference; Member, Tennessee Judicial Conference Executive Committee
Past President, East Tennessee State University National Alumni Association
Past Member, Alumni Advisory Council, University of Tennessee College of Law

SERVICE TO LAW SCHOOL: (past and present, partial listing)

Chair, Pro Bono Committee
Committee Member, Academic Leadership Committee
Committee Member, Strategic Planning Committee
Committee Member, Facilities Committee

Committee Member, Governance Committee
Committee Member, Facilities Committee
Committee Member, Dean's Search Committee
Committee Member, Adjunct Faculty Committee
Committee Member, Appointments Committee
Coach, Jerome Prince Evidence Moot Court Team
Coach, William Sponge Constitutional Law Moot Court Team
Coach, Thurgood Marshall Trial Team
Faculty Advisor, Hamilton Burnett Chapter of the American Inns of Court
Faculty Advisor, Tennessee Journal of Law and Policy
Faculty Advisor, UT Law Association for Women
Attorney Member, Tennessee Innocence Project, Campbell Innocence Team
Committee Member, Pro Bono Committee
Faculty Colleague Mentor
Faculty Student Advisor

SPEECHES, SYMPOSIA, PANEL DISCUSSIONS: (partial listing in chronological order)

ABA Standing Committee on Legal Aid and Indigent Defense, National Indigent Defense Symposium, "Unique Ethical Dilemmas in Capital Representation," Tennessee, May 2010
Harvard Law School, Harvard Law Review Supreme Court Review, Massachusetts, November 2009
Center for Political Accountability, Zicklin School of Business, Baruch College, CUNY, "American Justice For Sale," New York, September 2009
Memphis Bench-Bar Conference Panel Discussion, "The Pros and Cons of Merit Selection v. Election of Judges," Florida, April 2009
University of Missouri Law Review Symposium, "Using Judicial Performance Evaluations to Supplement Inappropriate Voter Cues and Enhance Judicial Legitimacy," Missouri, February 2009
Tennessee Law Review Symposium, "Mental Retardation and the Death Penalty," Tennessee, February 2009
Vanderbilt Law School Constitutional Law Society, "Recent Supreme Court Decisions," October 2008
Keynote Address, National Association of Women Judges' Annual Conference, "We the People," Pennsylvania, November 2007
North Carolina Judicial Conference & Bar Association Annual Convention, "Professionalism Challenges," North Carolina, June 2007
Brevard County Bar Association, Keynote Address, "Liberty Under Law: Empowering Youth, Assuring Democracy," Florida, May 2007
Austin College Law Symposium, Keynote Address for Texas appellate court and students, "Broken Trust Broken Promise? How Threats to Judicial Independence May Threaten the American Experiment," Texas, April 2007

Syracuse College of Law & Institute for the Study of Judiciary, Politics, and Media Convocation Series, Keynote Address, “The Media’s Effect on Judicial Independence: A Kaleidoscopic View,” New York, February 2007

National Judicial College, Justice Jackson Lecture, “Judicial Accountability, Fairness, and Independence,” October 2006

Oregon Judicial Conference, Courts in the 21st Century, The Journalist, the Professor, & the Judge: Three Views of Why Judicial Independence Matters & How We Avoid the Traps & Obstacles to Achieving It, “A Deja View of Judicial Independence,” October 2006

Regents University Law School, Symposium on Confrontation Clause, October 2006

Northeast State Community College, Constitution Day Lecture, September 2006

Illinois Judiciary Public Confidence Symposium, February 2006

National Habeas Corpus Conference, Keynote Address, Pittsburg, August 2005

First Amendment Law Review Symposium on Judicial Speech, Chapel Hill, March 2004

SEALS, Panel on Judicial Independence and Selection, Amelia Island, Florida, July 2003

Symposium Honoring Chief Justice Harry Carrico, “Judicial Independence in the States after *White*,” Richmond, March 2003 (available on University of Richmond College of Law website)

Inter-American Commission on Human Rights Working Session on the Implementation of International Human Rights Obligations in the Inter-American System, American States, “State Court Obligations under International Human Rights Law,” Washington D.C., March 2003

Symposium Celebrating *Marbury v. Madison*, “Some Appeasement for Professor Tushnet, Knoxville, February 2003 (available on University of Tennessee College of Law website)

Duke Law School, International Moot Court Competition, Keynote Address for participants, February 2003, 2004, 2005, & 2006

American Bar Association Annual Meeting, “Tips From the Trenches,” Washington D.C., August 2002

Duke Law School International Human Rights Program, “Hurdles to Applying International Law in American State Courts,” Geneva, Switzerland, July 2002

Ohio Public Trust and Confidence Conference, Keynote Address, “Restoring Confidence in the Judiciary,” January 2002

American Bar Association Annual Meeting, Judicial Administration Division, “Impact Decisions,” Chicago, August 2001 – 03; New York, June 2000

Kansas Women Lawyers Association, “Yellow Roses and Glass Ceilings,” Limborg, Kansas, July 2001

Amnesty International, Southeastern Annual Conference, Keynote Address, July 2001

Nevada Judiciary Annual Meeting, “Judicial Independence in an Interdependent World,” Lake Tahoe, May 2000

Virginia Bar Foundation Annual Meeting, Williamsburg, “Judicial Independence,” January 2000

Fifth Circuit, Bench-Bar Conference, “Judicial Independence: Old News or New Challenges,” New Orleans, November 1999

National Association of Administrative Law Judges Annual Meeting, “Surviving the Politics of

Judicial Review,” Asheville, September 1999

American Bar Association, Annual Meeting, Panel Discussion (published) “Breaking the Most Vulnerable Branch: Do Rising Threats to Judicial Independence Preclude Due Process in Capital Cases?”, 31 Colum. H. R. L. R. 123 (Fall 1999)

Colorado Justice Institute Annual Meeting, Keynote Address, Denver, May 1999

Presbyterian College, Russell Program Lecture, “Media and Justice,” South Carolina, February 1999

Chicago-Kent Law School, Chicago, Symposium on Chancellor Kent, January 1999

National Association of Women Judges Annual Meeting, “Judicial Independence: Next Steps,” St. Louis, September 1998

Federal-State Bar Association, Keynote Address on Judicial Independence, Nashville, April 1998

Council for Court Excellence Public Forum, “The Third Branch: Independent or Imperial?”, Washington D.C., October 1997

American Judicature, Midwest Regional Conference on State-Federal Judicial Relationships, Chicago, Politics and Judicial Independence, October 1997

American Judicature Task Force for the Center for the Independence of the Judiciary, Washington, D.C., Judicial Independence, October 1997

National Association of Women Judges Annual Meeting, Salt Lake City, “Ethical and Professional Challenges for Judges, Judicial Independence and Judicial Accountability: Maintaining the Balance,” Salt Lake City, September 1997

National Association of Administrative Law Judges Annual Meeting, Keynote Address, “Judicial Independence, Ethical Obligations, Alternative Resolutions,” Nashville 1996

Leadership Institute in Judicial Education, “Parallels Between Judicial Evaluation Programs and Judicial Decision-Making Skills,” Memphis, 1995

Presentations to student groups at Harvard, Yale, Georgetown, Cornell, Marquette, Santa Clara, and Vanderbilt Law Schools

JUDICIAL AND LEGAL EDUCATION PRESENTATIONS: (partial listing in alphabetical order)

National Programs

Capital Law Improvement Initiative, National Judicial College, Consultant and Presenter, North Carolina, Arkansas, Tennessee, Oklahoma, Arizona, Nebraska, 2006-07

National Judicial College, General Jurisdiction, Evidence, Criminal Procedure, 1993-present

State Judicial Programs

Alaska Judicial Conference, Judicial Independence, October 1999

Arizona Judicial Conference, Judicial Independence, June 1998; Evidence, January 1996

Arkansas Judges Conference, Court Security, October 1996

Arkansas Municipal Judges Conference, Ethics and Independence, September 1997

Arkansas Judges Conference, Court Security, October 1996

Baton Rouge Administrative Law Judges, Evidence and Record Making, January 2003
 Colorado District Judges Judicial Conference, Judicial Independence, January 2000
 Delaware Judicial Conference, Judicial Independence and Evidence, September 2004;
 Constitutional Criminal Procedure, September 2006; October 2009
 Florida Judicial Conference, Judicial Independence, September, June, and July 1999
 Georgia Judges Conference, Expert Testimony, July 2003; Criminal Procedure Update, August,
 2001, January 2010; Evidence, October 1999; Death Penalty Education, February 1999,
 January 1998
 Idaho Judges Conference, Sentencing Workshop, January 2003; Judicial Independence,
 January 1999
 Illinois Judiciary, Public Trust and Confidence Conferences, Spring 2006
 Illinois Advanced Judicial Academy, Preserving Judicial Independence, June 2005
 Illinois Administrative Law Judges' Conference, Evidence, October 2003
 Indiana Judges Conference, Evidence, April 2000, 2003-2006
 Indiana Judges Conference, Judicial Ethics, April 2007
 Iowa Judicial College, Evidence, October 2001, June 1998, August 1997
 Kansas Judicial Conference, Update on Criminal Procedure, October 2005; Evidence, June
 1998; Death Penalty, November 1997
 Kentucky Judicial Conference, Judicial Speech, June 2005; Judicial Independence, October 1999;
 Evidence, October 1997; Court Security, October 1996
 Maine, New Hampshire, Vermont Judicial Conference, Evidence, October 1994
 Mississippi and Arkansas Judicial Conference, Judicial Independence, October 1999
 Missouri Leadership Conference, Judicial Independence, May 2000
 Montana District Court Judges Conference, Evidence May 2002
 North Carolina Judicial Conference, "Taking the High Road Even When It's Hard," June 2007
 North Carolina Judiciary, Advanced Criminal Evidence, May 2008, 2010
 New Hampshire Judicial Conference, Ethics, May 2008, May 2007 & January 2000; Evidence,
 March & May 2008; May 2007, January & May 1999; December 1998
 New Mexico Judicial Conclave, Judicial Independence, June 2006, Evidence, June 1997
 Oklahoma Judicial Conference, Evidence, November 2004
 Oregon Judicial Conference, Judicial Independence and Ethics, October 2006
 Rhode Island Judicial Conference, Character Evidence, September 2003
 South Carolina Judicial Conference, Judicial Independence, August 2000, 2009
 South Dakota Judicial Conference, Evidence, June 1998
 Tennessee General Sessions Judges Conference, Evidence and Bench Book, February 2002
 Tennessee Judicial Conference and Judicial Academy, Evidence, Workers' Compensation, Judicial
 Ethics and Evaluations, Employment Law, 1990 – 1996, 2006, 2008, 2010
 Tennessee Judicial Academy for New Judges, Evidence, November 2003, August 2006
 Tennessee Municipal Court Judges' Conference, Constitutional Law Update, July 2003
 Texas Administrative Law Judges Conference, Evidence, May 2000
 Texas Judges Conference, Cornerstones of Justice, May 2003, 2004, 2005; Political
 Speech, May 2005; Judicial Ethics, May 2002; Role of Judges, July 2002
 Utah Judicial Conference, Evidence, May 2004, 2003, 2003; April 2000

Vermont Judicial Conference, Evidence, June 1998
Wisconsin Judges Conference, Sentencing, May 1999

Other Judicial Programs

American Bar Association, Appellate Judges Conference, Judicial Independence, August 1998
Board of Contract Appeals, Washington, D.C., Judicial Independence, June 1998
Bulgarian Judiciary, American Justice System, August 2002
National Association of Administrative Law Judges, Evidence, May 2001
National Association of Unemployment Insurance Boards, Judicial Independence, June 1998
National Judicial College, General Jurisdiction – Evidence, Fourth and Fifth Amendment;
Advanced Evidence; Nevada Death Penalty; Decision-Making; Evidence in a Courtroom
Setting; and various other courses, 1992 - present
United States Administrative Law Judges, Ethics, Independence, Record Building, January 1997

Legal Education Programs

Alabama Death Penalty College, Recent Supreme Court Decisions Impacting Capital
Litigation, January 2005; Judicial Ethics in Capital Cases, January 2004, January 2006
American Bar Association, Section of Litigation, Rapid Response Teams, June 2008
American Bar Association, Tort and Insurance Practice Section, Trial Training, Impeachment
and Rehabilitation, May 2000, June 2001, June 2002
Arizona Trial Practice and Evidence, National Practice Institute, March 2002
Arkansas Bar Association, Legal Writing, Evidence, Judicial Independence, June 1997
Arkansas Trial Practice and Evidence, National Practice Institute, November 2001
Council of Appellate Staff Attorneys, Annual Conference, Media's Impact on Justice, July 1999,
Proportionality Review in Death Penalty Cases, July 1998
Division of Veterinarian Medicine, Veterinary Obligations and Liabilities in Animal Abuse Cases,
December 2002
Federal Defender's Association, *Apprendi* and Beyond, May 2001
Indiana Trial Lawyers Association, Judicial Independence, November 1999
International Justice Project, Arizona Juvenile Justice Summit, Applying International Law in
State Courts, October 2002
International Justice Project, Juvenile Summit, International Law in State Courts, October 2002
International Justice Project, Kentucky Department of Public Advocacy, Applying International
Law in State Courts, September 2003
Iowa Bar Association, Evidence, June 1998
Justice Programs, Significant Recent Decisions and Legislation, Cutting Edge Issues in Evidence,
Ethics, and Professionalism - 2004 - present
Kansas Bar Association, Evidence, June 1998
Kentucky Bar Association, Judicial Politics, June 2005; Judicial Independence, June 1999;
Judicial Selection Methods, June 1997
Kingsport Bar Association, Conflicting Duties of Candor and Confidentiality, April

2005, June 2004

Knoxville Bar Association, Evidence Update, October 2005; New Rules of Ethics, December 2002; Preparing Experts for Trial, August 2002 (on-line presentation)

Knoxville Bar Association, Tennessee Plan, April 2009

Knoxville Bar Association Lunch and Learn, Evidence Update, October 2005; Judicial Independence 2006

Knoxville Criminal Defense Lawyers, Confrontation and the Right to Present a Defense October 2006

Louisville Bar Association, Judicial Speech, September 2005

Memphis Bar Association Annual Meeting, Judicial Selection, April 2008

Minnesota Bar Association, Judicial Independence, December 1997

Nebraska Bar Association, Judicial Independence, October 1997

Nevada Bar Association, Evidence, 1995 and 1996

Ohio Bar Association, Evidence, August 2002

Santa Clara Law School Death Penalty College, Judicial Independence and Capital Punishment, August 2002

Tennessee Association of Criminal Defense Lawyers, Update on Fourth and Fifth Amendment, June, 2004; Preserving Error, April 2003; Constitutionality of Forfeiture Proceedings, May 1997

Tennessee Association of Veterinarians, Annual Conference, Veterinary Obligations and Liabilities in Animal Abuse Cases, June 2003

Tennessee Bar Association, Ethics, ADR, Judicial Evaluations, and numerous other topics, 1990 - 1998

Tennessee Bar Association, Young Lawyers Division, Damages, December 2002 -03

Tennessee Court of Criminal Appeals' Law Clerks, Legal Writing, Criminal Law Update, September 1996

Tennessee Department of Child Services, Ethics Training, November 2004, October 2002

Tennessee District Attorneys General Conference, New Rules of Ethics, February 2003; Tennessee Search and Seizure, October 2001

Tennessee Justice Programs, Evidence, Cutting-Edge Developments in the Law; Trends in the Law; Ethics, Fall 2004, & 2005

Tennessee Association for Justice, Ethical Issues in the Trenches, Fall 2000 - 2010

Tennessee Law Association for Women, Judicial Selection, April 2009

University of Tennessee CLE at Sea, Conflicting Duties of Candor and Confidentiality, July 2004; Significant Decisions of the Supreme Court and "Which Hat Am I Wearing? Various Ethical Obligations of Lawyers under the Rules," July 2006

Vermont States Attorneys Annual Conference, Evidence, June 2000

Wisconsin Women Lawyers' Tribute to Women Judges, Judicial Independence, March 1999

Wyoming Trial Lawyers Association, Advocacy Ethics, June 2010