

The Death of Eyewitness Testimony & The Rise of Machine Evidence

April 8, 2022 | 8 a.m. to 3 p.m.

DUQUESNE UNIVERSITY, POWER CENTER BALLROOM
1105 FORBES AVE. • PITTSBURGH, PA 15219

SPEAKER BIOGRAPHIES



Keynote Speaker

Andrea Roth is a Professor of Law at UC Berkeley. Before coming to Berkeley in 2011, she was a teaching fellow at Stanford and a public defender in Washington, D.C. for 9 years. Her research focuses on how pedigreed concepts of criminal procedure and evidentiary law work in an era of science-based prosecutions. Her recent work includes “The Use of Algorithms in Criminal Adjudication,” in *The Cambridge Handbook on the Law of Algorithms* (Cambridge Univ. Press 2021); “Admissibility of DNA Evidence in Court,” in *Silent Witness* (Oxford Univ. Press 2020); “‘Spit and Acquit’: Prosecutors as Surveillance Entrepreneurs,” (*Cal.L. Rev.* 2019), and “Machine Testimony” (*Yale L.J.* 2017). She is also a co-author on a leading Evidence casebook (Sklansky & Roth) and a Scientific Evidence treatise (Imwinkelried, Moriarty, Roth, & Beety). In 2021, she was appointed chair of the Legal Resource Task Group of the National Institute of Standards and Technology’s Organization of Scientific Area Committees and is one of several faculty co-directors of the Berkeley Center for Law and Technology. She is also an elected member of the American Law Institute.



Valena Elizabeth Beety is a Professor of Law at Arizona State University Sandra Day O'Connor College of Law and the Deputy Director of the Academy for Justice, a criminal justice center connecting research with policy reform. Previously, Beety served as a law professor and the Founding Director of the West Virginia Innocence Project at the West Virginia University College of Law. Beety also created and served as the inaugural Director of the first Forensic Justice LL.M. degree program in the United States while at WVU Law. Her experiences as a federal prosecutor in Washington, D.C., and as an innocence litigator in Mississippi and West Virginia, shape her research and writing on wrongful convictions, forensic evidence, the opioid crisis and incarceration. Professor Beety has successfully exonerated wrongfully convicted clients, obtained presidential grants of clemency for drug offenses, and served as an elected board member of the national Innocence Network and an appointed commissioner on the West Virginia Governor's Indigent Defense Commission. She is the co-editor of the *Wrongful Convictions Reader* (2018) and author of the forthcoming book *Manifesting Justice: Wrongly Convicted Women Reclaim Their Rights* (Kensington 2022).



Bennett Capers is a Professor at Fordham Law School, teaching Evidence, Criminal Law, and Criminal Procedure, and also serves as the Director of Fordham's Center on Race, Law, and Justice. His articles and essays have been published or are forthcoming in the *California Law Review* (twice), *Columbia Law Review*, *Cornell Law Review*, *Fordham Law Review*, *Michigan Law Review* (twice), *Minnesota Law Review*, *New York University Law Review*, and *UCLA Law Review*, among others. In addition to co-editing the forthcoming *Critical Race Judgments: Rewritten U.S. Court Opinions on Race and Law* (Cambridge University Press) (with Devon Carbado, Robin Lenhardt, and Angela Onwuachi-Willig), *Feminist Judgments: Rewritten Criminal Law Opinions* (Cambridge University Press) (with Corey Rayburn Yung and Sarah Deer), and *Criminal Law: A Critical Approach* (Foundation Press) (with Roger Fairfax and Eric Miller), he also has a forthcoming book about prosecutors, *The Prosecutor's Turn* (Metropolitan Books). His commentary and op-eds have appeared in the *New York Times*, the *Washington Post*, and other journals. He is an elected member of the American Law Institute, and served for several years as a Commissioner on the NYC Civilian Complaint Review Board. He has been a Visiting Professor at University of Texas School of Law and Boston University School of Law. This Spring, he is a Visiting Professor at Yale Law School.



Margaret Hu is Professor of Law and International Affairs at Penn State Law and School of International Affairs at the Pennsylvania State University. She is also a faculty co-hire in the Institute for Computational and Data Sciences, and faculty in the Institute for Network and Security Research in the College of Engineering, at Penn State University. Her research interests include the intersection of national security, cybersurveillance, and AI and civil rights. Previously, she served as senior policy advisor for the White House Initiative on Asian Americans and Pacific Islanders, and also served as special policy counsel for immigration- related discrimination in Civil Rights Division, U. S. Department of Justice, in Washington, D.C.



Ashley M. London is the Director of Bar Studies and an Assistant Professor of Legal Skills at Duquesne University School of Law. In addition to her roles teaching Professional Responsibility, Introduction to Legal Education, and bar readiness skills courses, London develops unique and comprehensive bar preparation programming with a focus on strong student outcomes. Her teaching and scholarship focuses on legal ethics and engaging the best pedagogical techniques to prepare students for success in law school and on the bar examination. London was an award-winning local journalist for more than 12 years before obtaining her J.D., and practiced in the area of civil litigation before entering academia.



Jane Campbell Moriarty is the Carol Los Mansmann Chair in Faculty Scholarship and Professor at Duquesne University School of Law, specializing in Evidence, Scientific and Expert Evidence, Neuroscience and Law, and Ethics. Her scholarship examines the intersection of evidence, science (particularly neuroscience), judicial decision-making and legal/judicial ethics. Among her recent publications are a treatise GIANNELLI, IMWINKELRIED, ROTH, MORIARTY, AND BEETY, SCIENTIFIC EVIDENCE (6th ed. 2020, 2021 supp.); a chapter, Neuroimaging Evidence in the United States, in LAW AND MIND: AT THE INTERSECTION OF LAW AND THE COGNITIVE SCIENCES (eds. BARTOSZ BROZEK, FRANCIS SHEN, NICOLE VINCENT AND JAAP HAGE, Cambridge University Press, 2021); and articles, including Deceptively Simple: Framing, Intuition, and Judicial Gatekeeping of Forensic Feature Comparison Method Evidence, 86 FORDHAM L. REV. 1687 (2018). She is completing a book for NYU PRESS entitled, Are You Lying Now? Neurotechnology and Law (forthcoming 2023). In 2021, Professor Moriarty was awarded her M.A. in Health Care Ethics.



Dana Neașu is Associate Professor of Legal Skills at Duquesne University School of Law and Director of the Duquesne Center for Legal Information and the Allegheny County Law Library and currently teaches Introduction to U.S. Law, Legal Research, Writing, & Analysis, and Pre-Law Legal Research and Writing. Dana comes to Duquesne from Columbia Law School, where she held various positions in its library and taught legal research as a lecturer in law, and from Barnard College where she taught environmental law, policy, and research as an adjunct professor. Before joining Columbia University, Dana was a NYC attorney, a civil law assistant professor with Bucuresti University School of Law, an environmental law researcher with the Romanian Academy, National Institute of Legal Research, and a Romanian trial court judge (in training). She has an LL.B. from Bucharest School of Law, a D.E.A (LLM) from Caen-France, an LL.M. from Harvard Law School, an M.L.S. from the City University of New York, and a Ph.D. from Rutgers University. She created and 5 co-taught the legal research component in the LPW (Legal Practice Workshop) at Columbia and Introduction to U.S. Law, Research and Policy, an Environmental Perspective at Barnard College.



Wesley M. Oliver is the Director of the Criminal Justice Program and Professor at Duquesne University School of Law, where he teaches criminal law and criminal procedure and publishes in the areas of criminal law and procedure, history, and computer science. He began his career as a criminal defense lawyer in Nashville, developing a keen interest in the problem of racial bias in police searches, particularly for drugs. His first academic publication called for a more aggressive use of the exclusionary rule to limit racially profiled stops and searches. Then as his work shifted to the origins of investigatory criminal procedure, Oliver became critical of the exclusionary rule, seeing it as relic of the Prohibition Era that has distracted the courts from meaningful regulation of more pressing concerns of police force and interrogation practices. His present work with machine learning attempts to find a solution to biased decision-making, at least in the context of drug interdiction, that has proven too difficult for legal standards and remedies.