

Frank Bowman *Floyd R. Gibson Missouri Endowed Professor of Law*

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EDUCATION

1976-79 **Harvard Law School** **Cambridge, Massachusetts**
J.D., June 1979

1972-76 **The Colorado College** **Colorado Springs, Colorado**
B.A., cum laude

**TEACHING
EXPERIENCE**

2005 – present **Univ. of Missouri – Columbia School of Law** **Columbia, MO**

Floyd R. Gibson Missouri Endowed Professor of Law

Subjects: Criminal Law; Criminal Procedure; Evidence; Law & Religion;
White Collar Crime; Law & Practice of Criminal Sentencing

Teaching & Scholarship Awards:

- 21st Century Corps of Discovery Lecture 2013
- Husch Blackwell Distinguished Faculty (Teaching) Award 2012
- Shook, Hardy & Bacon Excellence in Research Award 2010
- Shook, Hardy & Bacon Excellence in Research Award 2006

1999 - 2005 **Indiana Univ. School of Law-Indianapolis** **Indianapolis, IN**

M. Dale Palmer Professor of Law, 2003-2005.

Professor of Law, 2002-2003

Associate Professor of Law, 1999-2002.

Subjects: Criminal Law, Criminal Procedure I and II, Evidence,
Law & Literature.

Teaching Recognitions & Awards:

- Selected by IU Class of 2004 to “Hood” the Graduates
- Indiana Univ. Trustees’ Award for Excellence in Teaching, 2002-2003
- Voted *Best New Professor* by Student Bar Association, 2001-2002.

Fall 2003 **Wake Forest University School of Law** **Winston-Salem, NC**
 Visiting Professor of Law. Subjects: Evidence and Criminal Procedure.

1996-99 **Gonzaga Univ. School of Law** **Spokane, WA**
 Visiting Professor of Law.
Subjects: Criminal Law, Criminal Procedure I and II, UCC-2, Law & Literature.
Teaching Awards:
 • Voted *Professor of the Year* by Student Bar Association, 1996-1997.

1994-95 **Washington & Lee Univ. Law School** **Lexington, VA**
 Visiting Professor of Law. On sabbatical from Department of Justice. Subjects: Criminal Law, Criminal Procedure ("bail to jail"), Trial Advocacy, and Introduction to the Lawyer's Role.

Sept. 1985 **University of Denver College of Law** **Denver, CO**
 to June 1989
 Adjunct Professor of Law. Subjects: Trial Tactics and Criminal Law.

**PRACTICE
 EXPERIENCE**

Sept. 1995 **United States Sentencing Commission** **Washington, D.C.**
 to April 1996
 Special Counsel to United States Sentencing Commission. On loan from U.S. Department of Justice.

Sept. 1989 **United States Attorney's Office,** **Miami, FL**
 to May 1996 **So. Dist. of Florida**
 Assignments included: Deputy Chief, Southern Criminal Division, as well as line AUSA in the Major Crimes Section and the Economic Crimes Division. Specialty: complex white collar crime. Approximately twenty-five jury trials.

January 1987 **Anderson, Campbell & Laugesen, P.C.** **Denver, CO**
 to Sept. 1989
 Mid-sized firm specializing in tort litigation and workers compensation law. My practice also included construction and general business litigation.

August 1983 **Denver District Attorney's Office** **Denver, CO**
 to Dec. 1986
 Felony prosecutions in District Court. 42 jury trials. Also, head of criminal prosecutions in Consumer Fraud Division, 14 months; Juvenile Div., 6 mos.

Sept. 1982 to Aug. 1983	Yates & Crane, P.C.	Durango, CO
	Civil (torts and general business) and criminal litigation.	
Oct. 1979 to Sept. 1982	U.S. Department of Justice	Washington, D.C.
	Entered the Department as part of the Honor Graduate Program. During three years as a Trial Attorney for the Criminal Division, assignments included:	
Feb. 1980 to Sept. 1982	General Litigation & Legal Advice Section	Washington, D.C.
	Trial and appellate litigation, including criminal regulatory enforcement (NRC, MSHA, OSHA), immigration, prison/parole matters, crimes against the public and against government operations.	
Sept. 1981 to Jan. 1982	Special Assistant U.S. Attorney	Philadelphia, PA
	Detailed as AUSA trying criminal cases in Eastern Dist. of Pennsylvania.	
Oct. 1979 to Jan. 1980	Office of Enforcement Operations	Washington, D.C.
	Federal witness protection program and electronic surveillance requests.	
June 1978 to Aug. 1978	Paul, Hastings, Janofsky & Walker	Los Angeles, CA
	Summer associate.	

PUBLICATIONS

Treatises & Books	<p>Roger W. Haines, Jr., Frank O. Bowman, III and Jennifer C. Woll, FEDERAL SENTENCING GUIDELINES HANDBOOK (West 2014)(1900-page treatise; co-authored, revised, and republished annually since 1997).</p> <p>Frank O. Bowman, III and Roger W. Haines, Jr., FEDERAL FORFEITURE GUIDE (James Publishing) (annual book and monthly newsletters, 1996-2000).</p>
Journal Articles	<p><i>Dead Law Walking: The Surprising Tenacity of the Federal Sentencing Guidelines</i>, 51 HOUSTON LAW REVIEW 1228 (2014)</p> <p><i>Freeing Morgan Freeman: An Argument for the Revitalization of Parole Release</i>, 4 WAKE FOREST JOURNAL OF LAW & POLICY 7 (2014).</p>

Juvenile Lifers and Judicial Overreach: A Curmudgeonly Meditation on Miller v. Alabama, 78 MISSOURI LAW REVIEW 1015 (2014)

Getting Away With Murder (Most of the Time): Civil War-Era Homicide Cases in Boone County, Missouri, 76 MISSOURI LAW REVIEW 323(2012).

Debate: How the Supreme Court Has Mangled American Sentencing Law and How It Might Yet Be Mended, 77 UNIVERSITY OF CHICAGO LAW REVIEW 367 (2010).

Stories of Crimes, Trials, and Appeals in Civil War Era Missouri, 93 MARQUETTE LAW REVIEW 349 (2009) (in symposium on criminal appeals).

American Buffalo: Vanishing Acquittals and the Gradual Extinction of the Federal Criminal Trial Lawyer, 156 UNIVERSITY OF PENNSYLVANIA L. REV. PENNUMBRA 226 (2007), available at <http://www.pennumbra.com>.

The Year of Jubilee ... or Maybe Not: Some Preliminary Observations About the Sentencing Behavior of Federal Judges and Others After Booker, 43 HOUSTON L. REV. 279 (2006) (in symposium titled "The Booker Project").

Mr. Madison Meets a Time Machine: The Political Science of Federal Sentencing Reform, 58 STANFORD LAW REVIEW 235 (2005).

The Failure of the Federal Sentencing System: A Structural Analysis, 105 COLUMBIA LAW REVIEW 1315 (2005).

Beyond BandAids: A Proposal for Reconfiguring Federal Sentencing After Booker, 2005 UNIVERSITY OF CHICAGO LEGAL FORUM 149 (2005).

Murder, Meth, Mammon & Moral Values: The Political Landscape of American Sentencing Reform, 44 WASHBURN LAW REVIEW 601 (2005) (solicited).

Train Wreck? Or Can the Federal Sentencing System Be Saved? A Plea for Rapid Reversal of Blakely v. Washington, 41 AMERICAN CRIMINAL LAW REVIEW 217 (2004) (forward to Nineteenth Survey of White Collar Crime).

Drifting Down the Dnieper With Prince Potemkin: Some Skeptical Reflections About the Place of Compliance Programs in Federal Criminal Sentencing, 39 WAKE FOREST LAW REVIEW 101 (Spring 2004) (in symposium on federal organizational sentencing guidelines).

Pour Encourager les Autres? The Curious History and Distressing Implications of the Criminal Provisions of the Sarbanes-Oxley Act and the Sentencing Guidelines Amendments That Followed, 1 OHIO ST. J. CRIM. LAW 373 (2004).

Quiet Rebellion II: An Empirical Analysis of Declining Federal Drug Sentences Including Data from the District Level, 87 IOWA L. R. 477 (2002) (with Michael Heise).

The 2001 Federal Economic Crime Sentencing Reforms: An Analysis and Legislative History, 35 INDIANA L.R. 5 (2001).

Quiet Rebellion? Explaining Nearly a Decade of Declining Federal Drug Sentences, 86 IOWA L. R. 1043 (May 2001) (with Michael Heise).

Falling Out of Love With America: The Clinton Impeachment and the Madisonian Constitution, 59 MARYLAND L. REV. 5 (2001) (in symposium on the Clinton scandals and the future of the Presidency).

A Judicious Proposal: The Criminal Law Committee Draft Redefinition of the "Loss" Concept in Economic Crime Sentencing, 9 GEORGE MASON L. REV. 451 (2000) (U.S. Sentencing Commission Third Symposium on Crime and Punishment in America: Federal Sentencing Policy for Economic Crimes and New Technology Offenses).

Fear of Law: Thoughts on 'Fear of Judging' and the State of the Federal Sentencing Guidelines, 44 ST. LOUIS U. L. REV. 299 (2000) (in symposium "Sentencing Guidelines: Coherent, Fair, Effective?" Jan. 13-14, 2000, St. Louis University School of Law) (solicited).

High Crimes & Misdemeanors -- The Constitutional Limits on Presidential Impeachment, 72 SOUTHERN CALIFORNIA L. REV. 1517 (Sept. 1999) (with Stephen L. Sepinuck). [Originally submitted as testimony to House Judiciary Committee in Clinton impeachment inquiry on behalf of Nat'l Assoc. of Criminal Defense Attorneys (NACDL), see, *Background and History of Impeachment*, Hearing before the Subcommittee on the Constitution, House Judiciary Committee, 105th Cong., 2d Sess., Nov. 9, 1998, at 342-372.]

Departing Is Such Sweet Sorrow: A Year of Judicial Revolt on "Substantial Assistance" Departures Follows a Decade of Prosecutorial Indiscipline, 29 STETSON L. R. 7 (1999) (in symposium on "Prosecution Law") (solicited).

Coping With "Loss": A Re-Examination of Sentencing Federal Economic Crimes Under the Guidelines, 51 VANDERBILT L. REV. 461 (April 1998).

The Quality of Mercy Must Be Restrained, and Other Lessons in Learning to Love the Federal Sentencing Guidelines, 1996 WISCONSIN L. R. 679 (1996).

A Bludgeon By Any Other Name: The Misuse of "Ethical" Rules Against Prosecutors to Control the Law of the State, 9 GEORGETOWN JOURNAL OF LEGAL ETHICS 665 (1996).

Playing "21" With Narcotics Enforcement: A Response to Professor Carrington, 52 WASHINGTON & LEE LAW REVIEW 937 (1995).

Reports

The Constitution Project Sentencing Initiative, *Recommendations for Federal Criminal Sentencing in a Post-Booker World* (available at 18 FEDERAL SENTENCING REPORTER 310 (June 2006) and <http://www.constitutionproject.org/pdf/SentencingRecs-Final.pdf>) [principal draftsman of report outlining recommendations for reform of federal sentencing adopted by bipartisan panel of criminal justice experts co-chaired by former Atty Gen. Edwin Meese, III and former Deputy Attorney General Philip Heymann].

The Constitution Project Sentencing Initiative, *Principles for the Design and Reform of Sentencing Systems: A Background Report* (available at <http://www.constitutionproject.org/sentencing/article.cfm?messageID=148&categoryId=7>) [co-reporter with David Yellen and principal draftsman of report explaining sentencing principles adopted by bipartisan panel of criminal justice experts].

Legal Essays & Shorter Works

Damp Squib: The Disappointing Denouement of the Sentencing Commission's Economic Crime Project (and What They Should Do Now), 27 FEDERAL SENTENCING REPORTER __ (forthcoming June 2015).

Editor's Observations: It's Alive! The Federal Booker-Fix Debate Stirs, 24 FEDERAL SENTENCING REPORTER 335 (2012)

Nothing Is Not Enough: Fix the Absurd Post-Booker Federal Sentencing System, 24 FEDERAL SENTENCING REPORTER 356 (2012)

Prolegomenon on the Status of the Hopey, Changey Thing in American Criminal Justice, 23 FEDERAL SENTENCING REPORTER 93 (2010)

The Sounds of Silence: American Criminal Justice Policy in Election Year 2008, 21 FEDERAL SENTENCING REPORTER 289 (2008)

Sentencing High-Loss Corporate Insider Frauds Post-Booker, 20 FEDERAL SENTENCING REPORTER 167 (2008)

“The Question Is Which Is to Be Master – That’s All”: Cunningham, Claiborne, Rita, and the Sixth Amendment Muddle, 19 FEDERAL SENTENCING REPORTER 155 (2007)

A Tribute to Roger Groot, 64 WASHINGTON & LEE LAW REVIEW 3 (2007)

‘Tis a Gift to Be Simple: A Model Reform of the Federal Sentencing Guidelines, 18 FEDERAL SENTENCING REPORTER 301 (June 2006).

A Simplified Sentencing Grid, Model Sentencing Guidelines §1.1, 18 FEDERAL SENTENCING REPORTER 320 (June 2006).

Determining the Sentencing Range and the Sentence Within Range, Model Sentencing Guidelines §§1.2-1.8, 18 FEDERAL SENTENCING REPORTER 323 (June 2006).

Economic Crimes, Model Sentencing Guidelines §2B1, 18 FEDERAL SENTENCING REPORTER 330 (June 2006).

Sentencing Factors Applicable to All Offense Types, Model Sentencing Guidelines §§3.1-3.6, 18 FEDERAL SENTENCING REPORTER 364 (June 2006).

Adjustments for Guilty Pleas and Cooperation With the Government, Model Sentencing Guidelines §§3.7-3.8, 18 FEDERAL SENTENCING REPORTER 370 (June 2006).

Departures, Model Sentencing Guidelines §5.1, 18 FEDERAL SENTENCING REPORTER 380 (June 2006).

Function Over Formalism: A Provisional Theory of the Constitutional Law of Crime and Punishment, 17 FEDERAL SENTENCING REPORTER 1 (October 2004).

A Proposal for Bringing the Federal Sentencing Guidelines Into Conformity with Blakely v. Washington, 16 FEDERAL SENTENCING REPORTER 364 (June 2004).

The Case for Rapid Congressional Action in Response to Blakely v. Washington, 16 FEDERAL SENTENCING REPORTER 369 (June 2004).

Editor’s Observations: The Sarbanes-Oxley Act and What Came After, 15 FEDERAL SENTENCING REPORTER 231 (April 2003).

A Challenge to the Rationale for General Economic Crime Sentence Increases Following Sarbanes-Oxley, 15 FEDERAL SENTENCING REPORTER 284 (April 2003).

Ewing v. California: The Supreme Court Takes a Walk on "Three Strikes" Laws ... and That's Fine, JURIST, <http://jurist.law.pitt.edu/forum> (March 21, 2003).

Editor's Observations: The Geology of Drug Policy in 2002, 14 FEDERAL SENTENCING REPORTER 123 (Feb. 2002).

Editor's Observations: The 2001 Economic Crime Package: A Legislative History, 13 FEDERAL SENTENCING REPORTER 3 (Feb. 2001).

Briefing Paper on Problems In Redefining "Loss," 13 FEDERAL SENTENCING REPORTER 22 (Feb. 2001).

Editor's Observations: Completing the Sentencing Revolution: Reconsidering Sentencing Procedure In the Guidelines Era, 12 FEDERAL SENTENCING REPORTER 187 (Jan./Feb. 2000).

Practical Magic: A Few Down-to-Earth Suggestions for the New Sentencing Commission, 12 FEDERAL SENTENCING REPORTER 101 (Sept./Oct. 1999).

Defending Substantial Assistance: An Old Prosecutor's Meditation on Singleton, Sealed Case, and the Maxfield-Kramer Report, 12 FEDERAL SENTENCING REPORTER 45 (July/August 1999).

Ronald J. Allen, Frank O. Bowman, III, et al., *Forward: Reflections on the Limits of Legislative Imagination and Judicial Authority*, 87 J. CRIM. LAW & CRIMINOLOGY 633, 684-691 (1997) (an article by Prof. Allen followed by an on-line symposium about *Egelhoff*).

Guest Editor's Observations: Back to Basics: Helping the Commission Solve the "Loss" Mess With Old Familiar Tools, 10 FEDERAL SENTENCING REPORTER 115 (Nov/Dec 1997).

Places in the Heartland: Departure Jurisprudence After Koon, 9 FEDERAL SENTENCING REPORTER 19 (July/August 1996).

To Tell the Truth: The Problem of Prosecutorial 'Manipulation' of Sentencing Facts, 8 FEDERAL SENTENCING REPORTER 324 (May/June 1996).

Occasional Writings

Congress Shouldn't Impeach Judge Jay Bybee: Much as he deserves it, SLATE (April 24, 2009) (<http://www.slate.com/id/2216790/>)

Filling the Vacuum: As the government's regulatory power has faded, federal prosecutors have stepped to the plate. THE AMERICAN LAWYER 138 (Aug. 2008). Also published as *Somebody Has to Cry Foul*, THE NATIONAL LAW JOURNAL (Aug. 18, 2008), <http://www.law.com/jsp/nlj/legaltimes/PubArticleLT.jsp?id=1202423715425&slreturn=1&hbxlogin=1>

Foul Ball: How the Justice Department Misplayed the Steroids Investigation, SLATE, (Jan. 14, 2008) (<http://www.slate.com/id/2182069>)

From Toady to True Believer: How Confirming Michael Mukasey Will Further Cripple Congress, SLATE (Oct. 22, 2007) (<http://www.slate.com/id/2176401/nav/tap3/>)

The Icing Is Iglesias: His Firing Is Reason Alone For Congress To Impeach Gonzales, SLATE (May 17, 2007) (<http://www.slate.com/id/2166469/>).

He's Impeachable, You Know, NEW YORK TIMES p. A25 (May 3, 2007).

Sacrificial Felon, THE AMERICAN LAWYER 63 (Jan. 2007).

Debate Club: *What's the Future of Federal Sentencing?* (written debate with Professor Doug Berman published on-line by LEGAL AFFAIRS MAGAZINE, at http://legalaffairs.org/webexclusive/debateclub_sentencing0106.msp) (Jan. 16-20, 2006).

Ensuring the Punishment Fits the Crime, WASHINGTON TIMES p. B5 (Aug. 31, 2003)

When Sentences Don't Make Sense, WASHINGTON POST (Aug. 15, 2003)

No Time for Judges, LEGAL TIMES, Vol. 26, No. 16, p. 69 (April 21, 2003).

Changing the Guidelines: New Commission Members Must Choose Between Incrementalism and Renovation, LEGAL TIMES, Vol. 23, No. 43, p. 44 (October 30, 2000).

Against Impeachment: An Imagined Argument in the House Judiciary Committee, 22 THE CHAMPION 49 (December 1998)

A Federal Prosecutor Returns to School, 44 VIRGINIA LAWYER 22 (1996).

Websites

War & Reconciliation: The Mid-Missouri Civil War Project, www.warandreconciliation.com.

OTHER ACTIVITIES

Co-Editor, FEDERAL SENTENCING REPORTER, a journal of federal sentencing law published five times annually by the University of California Press for the Vera Institute of Justice (1998 - present).

Reporter, Sentencing Initiative, The Constitution Project, co-chaired by Edwin Meese and Philip Heymann (July 2004 -).

Member of Editorial Board of CRIMINAL JUSTICE REVIEW, a peer-reviewed social science journal published by Georgia State University (1996 - 2008).

Reporter, ABA Justice Kennedy Commission (Sept. 2003-April 2004).

Academic Advisor to Sentencing Guidelines Subcommittee of Criminal Law Committee of the Federal Judicial Conference (1998 - 2001).

Member, Committee on Corrections and Sentencing, ABA Criminal Justice Section (2002-present).

Member, Practitioners Advisory Group, United States Sentencing Commission (1997- 2001).

TESTIMONY

Witness, Public Hearing on Proposed 2015 Amendments to the Federal Sentencing Guidelines (Economic Crime Guidelines), U.S. Sentencing Commission, March 12, 2015 (Washington, D.C.).

Witness, Hearing on HB 215 (a bill to significantly alter the Missouri indigent public defense system), Missouri Senate Judiciary Committee, April 24, 2013 (Jefferson City, MO)

Witness, "Restoring Mandatory Guidelines," Hearing on federal sentencing options after *Booker v. United States*, U.S. Sentencing Commission, Feb. 16, 2012 (Washington, D.C.).

Witness, "Implications of the *Booker/Fanfan* Decision for the Federal Sentencing Guidelines," Subcommittee on Crime, Terrorism, and Homeland Security, Committee on the Judiciary, U.S. House of Representatives (Feb. 10, 2005) (written testimony available at <http://judiciary.house.gov/media/pdfs/Bowman021005.pdf>).

Witness, "*Blakely* and the Federal Sentencing Guidelines," U.S. Sentencing Commission, November 17, 2004 (Washington, D.C.) (transcript of testimony available at www.ussc.gov).

Witness, "*Blakely v. Washington* and the Future of the Federal Sentencing Guidelines," Committee on the Judiciary, U.S. Senate (July 13, 2004) (written testimony and webcast of oral testimony available at <http://www.judiciary.senate.gov/testimony.cfm>).

Witness, Hearing on H. 4547, the "Defending America's Most Vulnerable: Safe Access to Drug Treatment and Child Protection Act of 2004," Subcommittee on Crime, Terrorism, and Homeland Security, Committee on the Judiciary, U.S. House of Representatives (July 6, 2004) (written testimony and webcast of oral testimony available at <http://www.house.gov/judiciary/crime.htm>).

Witness, "Fast track" departures and other implications of the PROTECT Act, U.S. Sentencing Commission, September 23, 2003 (Washington, D.C.) (written statement and transcript of testimony available at www.ussc.gov).

Witness, White Collar Sentencing after the Sarbanes-Oxley Act, U.S. Sentencing Commission, March 25, 2003 (Washington, D.C.) (written statement and transcript available at www.ussc.gov; testimony reprinted at 15 FEDERAL SENTENCING REPORTER 291 (2003).)

Witness, "Are We Tough Enough On White Collar Crime?" Hearing of Subcommittee on Crime and Drugs, U.S. Senate Committee on the Judiciary (June 19, 2002).

Witness, Reform of economic crime sentencing, U.S. Sentencing Commission March 5, 1998 (San Francisco, CA). *Testimony summarized* 8 FED. SENT. GUIDE, No. 24, p.1 (March 30, 1998). *Written statement available* at U.S. Sentencing Commission website: <http://www.ussc.gov>.

Witness, Reform of economic crime sentencing, U.S. Sentencing Commission, October 15, 1997 (Washington, D.C.). *Summarized* 66 U.S.L.W. 2278 (Nov. 11, 1997); *edited transcript* in 10 FED. SENT. REP. 157-66 (Nov.-Dec. 1997); *written statement and full transcript* at <http://www.ussc.gov>.

PUBLISHED INTERVIEWS

"Professor Bowman Says It's Either Regulation or Criminal Prosecution, Take Your Pick," 22 CORPORATE CRIME REPORTER 36(12), September 22, 2008.

ACADEMIC & PROFESSIONAL PRESENTATIONS

Forum, "The Merits and Flaws of the Hobby Lobby Decision," The Kinder Forum on Constitutional Democracy, University of Missouri, Columbia, MO (with Prof. Joshua Hawley) (Oct. 7, 2014).

Lecture, “*Burwell v. Hobby Lobby Stores, Inc.*: Church, State, Capital, Labor, Men, Women, Republicans, Democrats, the Co-Equal Branches, and Competing Visions of America Collide in the Scrapbooking Aisle,” The Colorado College, Colorado Springs, CO (Sept. 12, 2014).

Speaker, “Dead Law Walking,” Symposium on the State of the Federal Sentencing Guidelines, University of Houston Law School, Houston, TX (November 15, 2013).

Speaker, “Freeing Morgan Freeman,” Symposium on Finality in Sentencing, Wake Forest Journal of Law & Policy, Wake Forest University, Winston-Salem, NC (April 5, 2013).

Speaker, “Some Curmudgeonly Reflections on *Miller v. Alabama*,” Missouri Law Review Symposium: *Bombshell or Baby Step*, University of Missouri Law School, Columbia, MO (March 8, 2013).

“Homicidal History: Shootings, Stabbings, Lynchings, Melees, and Massacres and the Legacy of the Civil War in Modern Missouri,” 9th Annual 21st Century Corps of Discovery Lecture, University of Missouri (March 12, 2013) (video available at <http://chancellor.missouri.edu/discovery/>)

Speaker, “Guideline Sentencing,” Seminar on Defending a Federal Criminal Case, Federal Public Defender’s Office, W.D. Missouri, Kansas City, MO (Oct. 26, 2012).

Moderator, “Federal Sentencing: A View from the Bench,” 21st Annual National Seminar on the Federal Sentencing Guidelines, St. Petersburg, FL (May 24, 2012).

Speaker, “Defense Practice Under Advisory Federal Sentencing Guidelines,” Seminar on Defending a Federal Criminal Case, sponsored by West Virginia Federal Defenders Office, Charleston, West Virginia (April 6, 2012).

Respondent, “Objectivity and the Law,” Junior Faculty Scholarship Workshop, Indiana University Robert H. McKinney School of Law, Indianapolis, IN (March 23-24, 2012).

Panelist, “Search Warrants, Interrogations, and Arrest Challenges,” and “Forensic Evidence Admissibility,” at conference, *Communications in Forensics, A Multidisciplinary Approach to Problematic Death Cases*, Branson, MO (October 19, 2011).

Speaker, “Some Advice About Criminal Practice Under Advisory Sentencing Guidelines,” Seminar on Defending a Federal Criminal Case, sponsored by Federal Defender’s Office, Western District of Missouri (October 14, 2011).

Moderator, “U.S. Sentencing Guidelines Developments and a View from the District Court Bench,” 20th Annual National Seminar on the Federal Sentencing Guidelines, St. Petersburg, FL (May 5, 2011).

Panelist, “United States Sentencing Guidelines: A Year in Review,” 19th Annual National Seminar on the Federal Sentencing Guidelines, St. Petersburg, FL (May 14, 2010).

Moderator, “U.S. Sentencing Guidelines Developments and a View from the District Court Bench,” 19th Annual National Seminar on the Federal Sentencing Guidelines, St. Petersburg, FL (May 13, 2010).

Speaker, White Collar Crime Sentencing, Washington, D.C. Inns of Court (Sept 17, 2009).

Speaker, “Stories of Crime, Trials, and Appeals in Civil War Era Missouri,” Criminal Appeals Conference, Marquette University Law School, Milwaukee, WI (June 15, 2009).

Panelist, “Guideline Departures & Variances Outside the Range Under 18 U.S.C. § 3553(a),” Eighteenth Annual National Seminar on the Federal Sentencing Guidelines, Clearwater Beach, FL (May 21, 2009).

Panelist, “The Federal Sentencing Guidelines Controversy,” West Legalworks webcast (Dec. 18, 2008).

Panelist, “A New Look at Federal Sentencing Guidelines: Examining the Impact of Gall and Kimbrough,” West Legalworks webcast (Jan. 14, 2008).

Panelist, “United States v. Rita – A Look at How We Got Here,” National Sentencing Workshop for Federal Defenders, Redondo Beach, CA (Sept. 18, 2007).

Speaker, “Sentencing Post *Blakely*/*Booker*/*Fanfan*: New Trends, Issues and Strategies,” CJA Panel Attorney Seminar, U.S. District Court, Eastern District of Missouri, St. Louis, MO (May 17, 2007).

Speaker, “Recent Developments Including the U.S. Supreme Court Cases of *Cunningham v. California*; *Claiborne v. U.S.*; *Rita v. U.S.*; and *Burton v. Waddington*,” Federal Criminal Practice Institute, Univ. of Missouri – Kansas City School of Law, Kansas City, MO (April 27, 2007).

Panelist, “Post-*Booker* Sentencing in the Fourth Circuit,” Workshop for Judges of the U.S. Court of Appeals for the Fourth Circuit, Charleston, S.C. (March 19, 2007).

Speaker, "Sentencing in the Post-*Booker* World," Phase II Orientation for Newly Appointed Federal District Judges, Washington, D.C. (Feb. 28, 2007).

Participant, Roundtable on Guidelines Simplification, United States Sentencing Commission, Washington, D.C. (Nov. 2, 2006).

Speaker, "Sentencing After *Booker*," National Workshop for Federal District Judges, Federal Judicial Center, Denver, CO (August 8, 2006).

Speaker, "Fraud Sentencing" and "Federal Sentencing from a Research Perspective," Fifteenth Annual National Seminar on the Federal Sentencing Guidelines, Miami, FL (June 1-2, 2006).

Speaker, "Sentencing Post- *Booker*," National Workshop for Federal District Judges, Federal Judicial Center, Washington, D.C. (May 4, 2006).

Panelist, Sentencing in the Post-*Booker* World, Federal Practice Seminar, sponsored by Univ. of Missouri-Kansas City, Kansas City, KS (April 21, 2006).

Speaker, Yale Sentencing Workshop, Yale Law School, New Haven, CT (March 24, 2006).

Panelist, "The Sentencing Revolution After Twenty Years: Its Impact on White Collar Crime," American Bar Association's 20th Annual Institute on White Collar Crime, San Francisco, CA (March 3, 2006).

Speaker, "Free at Last ... or Maybe Not: Some Provisional Observations about the Sentencing Behavior of Federal District Judges After *Booker*," at symposium titled "The Booker Project," University of Houston Criminal Justice Institute, Houston, Texas (Nov. 18, 2005).

Speaker, "A Provisional Analysis of the Increase in Federal Drug Sentences 2001-2005," at symposium on "The Latest Developments in the War on Drugs," sponsored by Cornell Journal of Law & Public Policy, Cornell Law School, Ithaca, NY (Nov. 5, 2005).

Panelist, Sentencing Guidelines and Recent Rulings, 7th Circuit Judicial Conference, Indianapolis, IN (May 23, 2005).

Speaker, "Sentencing," Seminar on Law and the Courts, Knight Center for Specialized Journalism, University of Maryland, College Park, MD (April 18, 2005).

Speaker, “In Prison For 30 Years For Fraud: Sentencing And The Constitution After Sarbanes-Oxley,” Symposium sponsored by the Institute of Bill of Rights Law, College of William & Mary Marshall-Wythe School of Law, Williamsburg, VA (March 25, 2005).

Speaker, “Criminal Sentencing at the Crossroads,” Symposium sponsored by Harvard Journal on Legislation, Harvard Law School, Cambridge, MA (March 3, 2005).

Speaker, “Sentencing: What’s At Stake for the States?” Columbia Law Review Symposium, Columbia Law School, New York, NY (Jan. 22, 2005).

Speaker, “Punishment and Crime,” University of Chicago Legal Forum, University of Chicago Law School, Chicago, Illinois (Nov. 12, 2004).

Speaker, “A Constitutional Moment: The Supreme Court Intervenes in the American Project of Sentencing Reform,” Grinnell College (Nov. 10, 2004).

Speaker, “What’s Hot in White Collar Crime?” Washburn University Law School, Topeka, KS (Oct. 22, 2004).

Panelist, Reforming the Reform, Sentencing in the 21st Century, Oklahoma City University School of Law, Oklahoma City, OK (Oct. 15, 2004).

Speaker, A National Roundtable on *Blakely v. Washington*, Stanford Law School, Palo Alto, CA (Oct. 7-8, 2004) (summary published at 17 FEDERAL SENTENCING REPORTER 121 (Dec. 2004); partial transcript available at 2 OHIO ST. J. OF CRIM LAW. 619 (2005)).

Panelist, Preview of the Supreme Court Argument in *Blakely v. Washington*, Georgetown Law School, Washington, D.C. (Oct. 4, 2004).

Respondent, “For Whom the Court Tolls: Equitable Tolling of the AEDPA Statute of Limitations in Capital Habeas Cases,” Washington & Lee University School of Law, Lexington, VA (Sept. 30, 2004).

Speaker, The impact of *Blakely v. Washington* on the Indiana sentencing system, Indiana Sentencing Policy Study Commission, Indianapolis, IN (Aug. 18, 2004).

Speaker, Does *Blakely* Mean the End of the Federal Guidelines?, Vera Institute of Justice, New York, NY (Aug. 12, 2004).

Speaker, The Effect of *Crawford v. Washington* on the Defense of Criminal Cases in Indiana, Presentation for Marion County Public Defenders, Indianapolis, IN (June 17, 2004).

Panelist, "Fraud Sentencing," Thirteenth Annual National Seminar on the Federal Sentencing Guidelines, Miami Beach, FL (May 20, 2004).

Speaker, The Effect of *Crawford v. Washington* on Child Sex Abuse and Domestic Violence Prosecutions, Presentation for Marion County Judges and Commissioners, Indianapolis, IN (May 11, 2004).

Moderator, Symposium on the Federal Organizational Sentencing Guidelines, Wake Forest University, Winston-Salem, NC (April 16, 2004).

Panelist, "Corporate Crime: Sarbanes-Oxley Act," Twelfth Annual National Seminar on the Federal Sentencing Guidelines, Miami Beach, FL (May 30, 2003).

Panelist, "U.S. Sentencing Guidelines: Loss Calculations," Third Circuit Judicial Conference, U.S. Virgin Islands (Nov. 12, 2002).

Panelist, Yale Sentencing Conference, Yale Law School, New Haven, CT (Nov. 8, 2002). Remarks published at 15 FEDERAL SENTENCING REPORTER 165 (2003).

Lecture, "American Criminal Procedure – the Arrest Process," USAID Democracy in Governance program, Gov Altai, Mongolia (August 2002).

Lecture, "The 'War on Drugs': Reflections on a Misbegotten Metaphor In a World at War In Earnest," The Carol and Lawrence Zicklin Center for Business Ethics Research Seminar Series, The Wharton School, University of Pennsylvania, Philadelphia, PA (April 15, 2002).

Lecture, "We're Winning the 'War on Drugs' ... So Maybe We Should Retreat: Some Moderately Contrarian Reflections on the State of Anti-Drug Efforts in America," Marquette University School of Law, Milwaukee, WI (April 10, 2002).

Speaker, "The 2001 Economic Crimes Reform Package," Presentation to U.S. Attorney's Office and Federal Public Defender's Office, Western District of Kentucky, Louisville, Kentucky (March 27, 2002).

Lecture, "The Life and Times of Sir Thomas More, Saint and One-Time Lord Chancellor of England," Great Lawyers and Judges Series, Indiana University School of Law (March 19, 2002).

Panelist, "The *Apprendi* Aftermath," Criminal Justice Section presentation, American Bar Association Mid-Year Meeting, Philadelphia, PA (Feb. 2, 2002).

Panel Moderator, Descriptive Papers, "Criminology, Justice and Public Policy in the Twenty-First Century," Annual Meeting of American Society of Criminology, Atlanta, GA (Nov. 9, 2001).

Speaker, "A Debate on the Legalization of Drugs," Indiana University School of Law - Indianapolis (October 24, 2001).

Presenter, "2001 Amendments to the Federal Sentencing Guidelines," Seminar: Criminal Defense in Federal Court, Indianapolis Bar Association, Indianapolis, IN (Oct. 19, 2001).

Lecture: "The 'War on Drugs' and the Federal Sentencing Guidelines: Fifteen Years of an Uneasy Marriage, and the Prospect Ahead," Edward W. Clyde Distinguished Visiting Scholar, University of Utah, Salt Lake City, UT (Oct. 9, 2001).

Moderator, "Terrorism and the Bill of Rights," Discussion Forum at Indiana University School of Law, Indianapolis (Sept. 26, 2001).

Lecture, "The Clash of Fundamentalist Islam and the American Monoculture of Multiculturalism," Randall-Park Faculty Colloquium Series, University of Kentucky School of Law, Lexington, KY (Sept. 20, 2001).

Presenter, "Rebels in Robes? The Effect of Judicial Sentencing Discretion and Other Factors on Declining Federal Drug Sentences," Symposium on Legal Issues and Sociolegal Consequences of the Federal Sentencing Guidelines, University of Iowa, Iowa City, IA (June 1, 2001).

Panelist, "The Future of Federal Sentencing Policy," National Lawyers Convention, The Federalist Society, Washington, D.C. (Nov. 17, 2000).

Panelist, "Major Issues Relating to the Definition of 'Loss,'" United States Sentencing Commission Third Symposium on Crime and Punishment in America: Federal Sentencing Policy for Economic Crimes and New Technology Issues, Arlington, VA (October 12, 2000). Transcript published at 13 FEDERAL SENTENCING REPORTER 22 (2000).

Panelist, "Sentencing as a Driving Force Changing the Criminal Justice System," AALS Criminal Justice Section, Conference on Criminal Justice, Washington, D.C. (June 12, 2000).

Panelist, "Federal Sentencing Guidelines: Where We Are and How We Got There," Symposium: *Sentencing Guidelines: Coherent, Fair, Effective?* St. Louis University School of Law (Jan. 13, 2000). Remarks published at 44 ST. LOUIS U. L. REV. 405 (2000).

Panel Respondent, "Sentencing Fraud Crimes," 9th Annual National Seminar on the Federal Sentencing Guidelines, Clearwater Beach, FL (May 2000).

Speaker, "Federal Sentencing Issues," Conference Sponsored by Washington State Bar Association, Seattle, WA (May 14, 1999).

Speaker, "Forfeiture and the Constitution: An Update," Spokane County Bar Association, Spokane, WA (February 19, 1999).

Panel Moderator, "Practice and Procedure Under the Guidelines," 7th Annual National Seminar on the Federal Sentencing Guidelines, Clearwater Beach, FL (May 14, 1998).

MEDIA PRESENTATIONS

Panelist, "Michael Brown's Shooting and the Aftermath in Ferguson, Missouri," *Intersection*, KBIA Radio (August 2014)
<http://kbia.org/post/intersection-michael-browns-shooting-and-aftermath-ferguson-mo>

Panelist, "Historical Memory of the Civil War and Its Effect on Modern Missouri," *Intersection*, KBIA Radio (April 2014)
<http://intersectkbia.weebly.com/archive/the-civil-war-and-its-lasting-effects-on-contemporary-politics>

Panelist, "Do expanded self-defense laws go too far?" *Intersection*, KBIA Radio (July 22, 2013) <http://intersectkbia.weebly.com/1/post/2013/07/do-expanded-self-defense-laws-go-too-far.html>

Panelist, "Skakir Hamoodi and International Sanctions," *Intersection*, KBIA Radio (Sept. 18, 2012)
<http://intersectkbia.weebly.com/1/post/2012/09/shakir-hamoodi-and-international-sanctions.html>

Commentator, "Accountability on Wall Street," *On Point*, National Public Radio (March 18, 2009).

Commentator, "Web Site Reveals Government Informants," NBC Today Show (May 24, 2007)

Guest commentator, Impeaching Alberto Gonzales, *Here and Now*, WBUR-Boston (May 11, 2007).

Guest commentator, Impeachment of Alberto Gonzales, *Background Briefing*, KPFK Pacifica Radio (May 6, 2007).

Guest commentator, “White Collar Crime,” *Odyssey*, Chicago Public Radio, July 18, 2005.

Guest Commentator, “White Collar Crime Sentencing,” *Talk of the Nation*, National Public Radio (Jan. 8, 2003) (available at www.npr.com).

PERSONAL

Married to Professor Robin J. Bowman, RN, BSN, MPH. Three children, aged 24, 21, and 21.