

Sandra Guerra Thompson

UH Law Foundation Professor of Law
Criminal Justice Institute Director
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EDUCATION

Yale Law School, J.D., 1988.
Yale Law Journal, senior editor.
Yale University, B.A. Economics, 1985.

HONORS

2009 Top 25 Women of Vision Award by *Hispanic Business Magazine*

2002-2003 University of Houston Teaching Excellence Award.

Ethel M. Baker Faculty Award, 2000. In recognition of community service.

Hispanic Bar Association of Houston President's Award, 1994, in recognition of organizing city-wide law student mentorship program. Hispanic Bar Association of Houston, Excellence Award 1995 and 1996. In recognition of law student mentorship and scholarship program coordination.

Key to the City of Corpus Christi, Texas. Received March 31, 1989. For promoting voting rights of minorities.

American G.I. Forum, President's Award, 1989. For promoting voting rights of Spanish-speaking Americans.

Harry S. Truman Scholar for State of Texas 1983. \$22,000, awarded for dedication to public service and academic achievement.

PROFESSIONAL EXPERIENCE

Present Position

UH Law Foundation Professor of Law (since 2005) and Director of the Criminal Justice Institute (since 2003), University of Houston Law Center

(Assistant Professor 1990-96, granted tenure and promotion to Assoc. Professor in 1996; promoted to Professor 1999, Associate Dean for Academic Affairs 01/2001-05/2002, and George Butler Research Professor of Law, 2000-2001). Director, Mexican Legal Studies Program, Mexico City, 1999-2000 (Co-Director in 1998-99).

Subjects: Criminal Law, Criminal Procedure, Evidence, Sentencing, Federal Criminal Law, Prisoners' Rights and Prison Reform; Criminal Law Issues in U.S.-Mexico Relations; Legal Analysis

1988-90

New York County District Attorney's Office (Manhattan)
Assistant District Attorney (Appeals Bureau and Trial Bureau 40)

Summer 1987

Hughes Hubbard & Reed, L.L.P. N.Y., New York (commercial litigation)

Cox & Smith, L.L.P. San Antonio, Texas (commercial litigation)

Summer 1986

Brown & Wood, L.L.P., New York, New York (real estate law, banking law and securities litigation)

Spring 1986

New Haven Legal Assistance, New Haven, Connecticut (entitlements litigation)

Summer 1985

Texas Rural Legal Aid, Laredo, Texas (class action litigation)

Summer 1984

First Boston Corporation, New York, New York.
(research analyst in petroleum industries section)

BOOKS AND BOOK CHAPTERS

THE LAW OF ASSET FORFEITURE (2nd ed. 2005) (with J. Gurule and M. O'Hear) (LEXIS Law Publishing).

The Non-Discrimination Ideal of Hernandez v. Texas Confronts a "Culture" of Discrimination: The Amazing Story of Miller-El v. Texas, in "COLORED MEN and HOMBRES AQUI": *Hernandez v. Texas* and the Emergence of Mexican American Lawyering (Houston: Arte Publico Press, 2006) (Michael A. Olivas, ed.)

Voting Rights and the Constitution: The Disenfranchisement of Non-English Speaking Citizens, in LATINOS IN THE UNITED STATES: HISTORY, LAW AND PERSPECTIVE, vol. 6 (Garland Publishing 1994) (Sedillo-Lopez, ed.).

ARTICLES

Eyewitness Identifications and State Courts as Guardians against Wrongful Convictions, 7 OHIO ST. J. CRIM. L. 603 (2010) (solicited).

Judicial Blindness to Eyewitness Misidentification, 93 MARQUETTE L. REV. 639 (2009) (solicited).

DOJ's Attack on Federal Judicial "Leniency," The Supreme Court's Response, and The Future of Sentencing, 44 TULSA L. REV. 519 (2009) (with S. Klein) (solicited).

What Price Justice? The Importance of Costs to Eyewitness Identification Reform, 41 TEXAS TECH LAW REVIEW 33 (2008) (solicited).

Beyond a Reasonable Doubt?: Reconsidering Uncorroborated Eyewitness Identification Testimony, 41 U.C. DAVIS L. REV. 101 (2008).

Immigration Law and Long-Term Residents: A Missing Chapter in American Criminal Law, 5 OHIO ST. J. CRIM. L. 645 (2008).

Latinas and Their Families in Detention: The Growing Intersection of Immigration Enforcement and Criminal Law, 14 WM. & MARY J. WOMEN & L. 1 (2008) (solicited).

The Booker Project: The Future of Federal Sentencing, 43 HOUSTON LAW REVIEW 269 (2006) (solicited).

Evading Miranda: How Seibert and Patane Failed to "Save" Miranda, 40 VALPARAISO LAW REVIEW 645 (2006) (solicited).

The Non-Discrimination Ideal of Hernandez v. Texas Confronts a "Culture" of Discrimination: The Amazing Story of Miller-El v. Texas, 25 CHICANO-LATINO L. REV. 97 (2005) (solicited).

Criminal Procedure (summary of Fifth Circuit decisions) (with E. Marrus), 35 TEX. TECH L. REV. 683 (2004) (solicited).

The White Collar Police Force: "Duty to Report" Statutes in Criminal Law Theory, 11 WILLIAM AND MARY BILL OF RIGHTS JOURNAL 3 (2002) (solicited).

Apprendi's Unanswered Question: Is Failure to Charge an Element in an Indictment a Jurisdictional Error?, 37 CRIMINAL LAW BULLETIN 602 (2001) (peer-reviewed journal) (solicited).

Between a Rock and A Hard Place: Invoking The Fifth Amendment in Civil Asset Forfeiture Cases, 15 GEORGIA STATE UNIVERSITY LAW REVIEW 555-600 (1999) (solicited).

Family Values?: The Family As An Innocent Victim Of Civil Drug Asset Forfeiture, 81 CORNELL LAW REVIEW 343-392 (1996).

The Myth of Dual Sovereignty: Multijurisdictional Drug Law Enforcement and Double Jeopardy, 73 NORTH CAROLINA LAW REVIEW 1159-1210 (1995). Reprinted in CRIMINAL LAW REVIEW-1996 (Clark Boardman Callahan, publishers).

Reconciling Federal Asset Forfeitures And Drug Offense Sentencing, 78 MINNESOTA LAW REVIEW 805-856 (1994).

Domestic Drug Interdiction Operations: Finding the Balance, 82 JOURNAL OF CRIMINAL LAW AND CRIMINOLOGY 1109-1161 (1992).

Voting Rights and the Constitution: The Disenfranchisement of Non-English Speaking Citizens, 97 YALE LAW JOURNAL 1419-1437 (1988).

SHORT PIECES

Sentencing Guidelines in the US, A Primer, in 86 REFORM 45 (2005) (a journal of the Australian Law Reform Commission) (solicited).

Did the War on Drugs Die After 9/11?, 14 FEDERAL SENTENCING REPORTER 147 (2002).

Guest Editor's Observations: *Congressional Reform of Civil Forfeiture: Punishing Criminals Yet Protecting Property Owners*, 14 FEDERAL SENTENCING REPORTER 71 (2001).

Informal Dispositions, entry for ENCYCLOPEDIA OF CRIME AND JUSTICE (McMillian Reference 2000)

Book Review: Reconstructing the Truth About Justice, 8 CRIMINAL LAW FORUM 161 (1996).

The New Sentencing Entrapment and Sentencing Manipulation Defenses, 7 FEDERAL SENTENCING REPORTER 181-185 (1995).

OP ED PIECES

Is it a New Era of Justice in Harris County?, Houston Chronicle, Aug. 5, 2010 at B9.

It is Easy, and Wrong, to Blame Immigrants for Crime, Houston Chronicle, Nov. 2, 2006 at B9.

In Fastow's Case the Punishment Fit the "Snitch," Houston Chronicle, Oct. 3, 2006 at B11.

SERVICE ACTIVITIES

University Committees: UH Chancellor and President Search Committee (2007).
Law Center Dean Search (elected position) (1994-95).
Substance Abuse Committee (1992-93).
Police Advisory Board (1993-1996), Chair (1996-97).

Law Center Committees: Planning Committee For Teaching Methods Workshops (founder and chair, 1995-96); Student Affairs Committee (1994-95); Executive Committee (elected position) (1993-1994), (1999-2000, 2005-2006); Admissions Committee (1991-92, 1995-96, 2005); ATOR Award Selection Committee (1994-95); Curriculum Committee (1990-91; 1998-99, 2002-03) (chair 1996-97) (subcommittee chair 1998-00); Self-Study Committee (1998-99). Hiring Committees for Trial

Advocacy Director (1999-2000), for Legal Research and Writing Director (1998-99), for Faculty (1995-96, 2004-2007); for Director of Career Development (2005). Promotion and Tenure (2007-2008), Appointments Committee Co-chair (2008-2010); Promotion and Tenure Committee Chair (2010-2011).

Law Center Activities:

CLEO Faculty Member (2007-present).
Founder and Director, Criminal Justice Institute (2003-present).
Associate Dean for Academic Affairs (2001-2002).
Director, Mexican Legal Studies Program (1998-2000).
Coordinator for State Employee Charitable Campaign (1998).
Co-Principal Investigator, Keck Professionalism Initiative (1996) (\$300,000 grant).
Faculty Advisor, Hispanic Law Students Association (1990-present).
Appeals Board, The Advocates Mock Trial (1992-1994).
Advisor, Houston L. Rev. Frankel Lecture Symposium (1995-98).
Faculty Mentor for First-Year Students in both part-time and full-time programs (1993-present).

PROFESSIONAL ACTIVITIES

Member of New York State Bar (admitted 1988).

Admitted to practice in United States Supreme Court (1999).

Member, Timothy Cole Advisory Panel on Wrongful Convictions (panel formed by Texas Legislature to conduct investigation and submit recommendations) (2009-present) (selected as representative of Texas public law schools).

Elected Member, The American Law Institute (1999-present). Appointed as Advisor of "Model Penal Code: Sentencing" Project (2000-present).

Chair, ABA Death Penalty Assessment Team (Texas) (2004-2005).

Chair, Association of American Law Schools, Criminal Justice Section (2000-2001), Executive Committee Member, (1993-present). Planning Committee Member, Criminal Justice Section Conference (1999-2000).

Member, Houston Bar Foundation (2004-present).

Member, American Bar Association, Criminal Justice Section, Forfeiture, Civil Remedies and RICO Committee. Working group to provide detailed analysis of recent forfeiture reform proposals for ABA to present to Congress (1999-2000).

Liaison, American Bar Association, Criminal Justice Section and Association of American Law Schools, Criminal Justice Section (2000-2001).

Board of Editors, Criminal and Civil Forfeiture Law Reporter (1995).

Member of the Staff Diversity Task Force of the Texas Commission on Judicial Efficiency, appointed by Texas Supreme Court Chief Justice Tom Phillips (1995-96).

Member, Houston Bar Association, Criminal Justice Section (1995-present), Planning Committee for Criminal Justice Bench-Bar Conference (1995-96).

Member, Hispanic National Bar Association (1990-1998). Served on Law Student Award Committee (1991).

Board of Directors, Houston Hispanic Bar Association (1990-2006).

Founder and co-organizer of a city-wide mentorship program between Hispanic attorneys and Hispanic law students (1992-2000). Member of committee organizing new program to provide LSAT training for college students (2000). Currently administer three scholarship competitions for UHLC students.

Member, Leadership Texas Class of 1999. Women's organization that provides leadership training to select group of women from around the state.

Coordinator, Yale Law School Alumni Organization, Houston Chapter (1999-present).

Board of Directors, Planned Parenthood of Houston and Southwest Texas (1992-94).

Consultant to DEA Special Agent-in-charge Farrone on law relating to forfeiture of real property assets involved in year-long investigation. (May 1996)

SELECTED SPEAKING APPEARANCES

Panelist, *Crimmigration*, Association of American Law Schools 2009 Annual Meeting, Criminal Justice Section.

Panelist, SEALS Conference, "*Issues in Admitting Eyewitness Identification Evidence*," July 2009, Florida.

Presenter, Marquette Law Review Symposium, "*Judicial Blindness to Eyewitness Misidentification*," June 2009, Milwaukee, Wisconsin.

Presenter, National Workshop for District Judges, sponsored by the Federal Judicial Center, held in San Antonio, Texas (Sept. 2008) (presented on a panel with the Chairman of the Federal Sentencing Commission and a District Judge).

Presenter, Texas Tech Law Review Symposium, "*What Price Justice? The Importance of Costs in Eyewitness Identification Reform*." April 2008, Lubbock, Texas.

Lecture, *Making a Course Real*, Institute for Law Teaching Summer Conference, Suffolk Univ. Law School, June 2007.

Lecture, *Beyond a Reasonable Doubt?: Reconsidering Eyewitness Identification Testimony*, International Society for the Reform of Criminal Law Annual Meeting, Vancouver, BC, June 2007.

Lecture, *Latinas and their Families in Detention: Caught in the Web of Post 9/11 National Security Concerns and Anti-Immigrant Politics*, William and Mary Law School, February 25, 2007.

Lecture, *Sentencing Guidelines in the United States after Booker*, May 18, 2005, Dalhousie Law School, Halifax, Nova Scotia (at the Conference of the National Consortium of Legal Education).

Symposium Lecture, *Evading Miranda: Ask First, Warn Later Practices and the Irony of Missouri v. Seibert*, Valparaiso School of Law, January 2005.

Symposium Lecture, *The Amazing Story of Miller-El v. Texas*, UHLC, November 2004.

Symposium Lecture, *The White Collar Police Force: "Duty to Report" Statutes in Criminal Law Theory*, William and Mary School of Law, March 2003 (invited), Williamsburg, Virginia..

Lecture, *Did the War on Drugs Die After 9/11?*, Association of American Law Schools, Criminal Justice Section, January 2002, New Orleans.

Symposium Lecture, *Invoking The Fifth Amendment in Civil Asset Forfeiture Cases*, Georgia State School of Law, 1999.

Lecture, *Civil Asset Forfeiture and Money Laundering*, Economic Crime Summit, Austin, TX, May 2000.

Lecture, *The Death Penalty in Texas*, Christ Church Cathedral, Houston, May 2000.

Lecture, *Evidence Issues in a Criminal Trial*, High School for Criminal Justice and Law Enforcement, April 2000.

Lecture, *The Problem of Racial Profiling*, M.D. Anderson Library, UH, Department of Humanities and Fine Arts Speaker's Series. Fall 1999.

Panelist, ABA Conference, Race and Poverty in the Criminal Justice System, Atlanta (1999).

Lecture, *The American Criminal Justice System and Dealing with Computer Crimes*, series of lectures in Spanish on March 25-27, 1998 sponsored by the U. S. Embassy in Mexico City before audiences of research scholars, State Supreme Court Justices, state officials, prosecutors, and the Mexican equivalent of the DEA.

Lecture, *Family Values?: The Family As An Innocent Victim of Civil Asset Forfeiture*, Law

& Humanities Symposium entitled "The Movable Boundaries Between Public and Private Life" at the University of Houston Law Center, Feb. 8, 1997.

Lecture, *Asset Forfeiture Law*, National Hispanic Bar Association Conference, Miami, Florida, Fall 1996.

Lecture, *Racial Issues and The Implications of the O.J. Simpson Case*, Houston Bar Association Criminal Bench-Bar Conference, April 19, 1996.

Lecture, *Addressing the Court: 104(a) and 104(b) Hearings*, National College of District Attorneys, Evidence for Prosecutors Conference, October 24, 1995, New Orleans, Louisiana.

Panelist, *Women as Professionals in the Criminal Justice System*, Conference sponsored by the University of Houston Criminal Justice Center, April 6, 1995.

Lecture, *Pictorial Evidence: Two Theories of Admissibility, and Matters of Privilege*, National College of District Attorneys, Evidence for Prosecutors Course, San Diego, Calif., March 1995.

Lecture, *Recent Changes In Texas Evidence Law*, Mexican American Bar Association CLE Program, March 1994.

MEDIA APPEARANCES

Regular media appearances both locally as well as nationally on National Public Radio, CNN, ABC News, The New York Times, and the Wall St. Journal, as well as many other major newspapers. Interviewed by Mexican newspapers. Live radio and television interviews both in English and Spanish. On average, two interviews per month.

PERSONAL

Native of Laredo, Texas. Fluent in Spanish.

One son, Andy, 2-16-92. Married to Jim Thompson (retired Hewlett-Packard engineer and Tulane Business School EMBA student).

Certified Scuba Diver. Also enjoy tennis, skiing, yoga and cooking.

Attends Corpus Christi Catholic Church (serve as Lector in English and Spanish)