

VITA

David C. Brody

Department of Political Science/Criminal Justice Program
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EDUCATION:

Ph.D. 1997. Criminal Justice, State University of New York--Albany

Dissertation: "The Interaction of Jury Nullification and Abortion Attitudes:
Measuring the Effects of a Nullification Instruction on Juror Behavior Using the
Trial Simulation Paradigm."

M.A. 1995. Criminal Justice, State University of New York--Albany

J.D. 1990. University of Arizona College of Law, Tucson, AZ

B.A. 1987. Political Science, University of Arizona, Tucson, AZ

HONORS and AWARDS

2005 Excellence in Teaching, Associated Students, Washington State University Spokane

2003 Awarded Tenure in the Department of Political Science/Criminal Justice Program,
Washington State University

2000 Edward R. Meyer Project Award from the College of Liberal Arts.

1998 Outstanding Criminal Justice Faculty Member, Alpha Phi Sigma, WSU.

1994 Presidential Fellowship, State University of New York-Albany, 1994-1997

ACADEMIC APPOINTMENTS

Washington State University, Spokane, Department of Political Science/Criminal Justice
Program, Associate Professor and Program Coordinator, 2003-present

Washington State University, Department of Political Science/Criminal Justice Program,
Assistant Professor, 1997-2003

Pullman campus, 1997-1998

Spokane campus, 1998-2003

Washington State University Spokane, Department of Political Science/Criminal Justice Program, Program Coordinator and Assistant Professor, 2000-2003.

PUBLICATIONS

Books

James R. Acker and D. Brody (2004). Criminal Procedure: A Contemporary Perspective, 2nd Edition. Sudbury, MA: Jones and Bartlett Publishers

David C. Brody, J. Acker, and W. Logan (2000) Criminal Law Gaithersburg, MD: Aspen Publishers

James R. Acker and D. Brody (1998). Criminal Procedure: A Contemporary Perspective, Gaithersburg, MD: Aspen Publishers.

Articles

David C. Brody (2004). "Judicial Campaign Speech Restrictions After White: New York Weighs In" Justice System Journal 25: 107.

David C. Brody (2004). "Facing Allegations Of Non-Deliberating Jurors" Justice System Journal 25: 239.

David C. Brody (2004). "Judicial Performance Evaluations and Judicial Elections: Informing the Voter, Helping Judges, and Promoting Judicial Independence." Judicature 87: 168-177.

Giacomazzi, A. and D. Brody, (2004). "The Effectiveness of External Assessments in Facilitating Organizational Change in Law Enforcement." Policing: An International Journal of Police Strategies & Management. 27: 37-55

David C. Brody (2002). "A Report on the Washington State Judicial Performance Evaluation Pilot Project," Washington State Bar News, (September 2002).

David C. Brody, C. Demarco and N. P. Lovrich (2002). "Community Policing and Job Satisfaction: Evidence of Positive Workforce Effects from a Multijurisdictional Comparison in Washington State," Police Quarterly. 5:181-205.

David C. Brody and N. P. Lovrich (2002). "Social Capital and Protecting the Rights of the Accused in the American States: An Investigation of the Dark Side of Social Capital," Journal of Contemporary Criminal Justice, 18: 116-132.

David C. Brody (2002). "Criminal Procedure Under State Law: An Empirical Examination Of Selective New Federalism," Justice System Journal, 23: 75-96.

- David C. Brody (2002) "Judicial Selection Processes" The Encyclopedia of Crime and Punishment, Berkshire Reference Works/Sage Publishing.
- David C. Brody and N. P. Lovrich (2001). "Judicial Performance Evaluations and Judicial Elections: Informing the Voter and Protecting the Judiciary," Government, Law, & Policy Journal, 3(2): 34-38.
- David C. Brody and H. McMillin (2001). "Combating Fetal Substance Abuse and Governmental Foolhardiness Through Collaborative Linkages, Therapeutic Jurisprudence and Common Sense: Helping Women Help Themselves," Hastings Women's Law Journal, 12:243-272.
- David C. Brody (2001). "Politics and Personnel Actions by Municipal Court Judges: A Cautionary Note," Justice System Journal 22:223-226.
- David C. Brody and H. McMillin (2001). "Pregnancy Testing and Prenatal Care for Pregnant Probationers: A Legal Analysis of a Common Sense Policy" Criminal Law Bulletin, 37:3-26.
- David C. Brody (2000). "Judicial Performance Evaluations by State Governments: Informing the Public While Avoiding the Pitfalls," Justice System Journal 21: 333-347.
- David C. Brody and J. Neiswender, (2000). "Judicial Acceptance of Jury Reform: Putting the Public Good Above Self-interest." Judicature 85: 298-307
- James R. Acker, D. Brody, T. Roitberg-Harmon, and J.S. Richeson (1999). "The Empire State Strikes Back: Examining Death- and Life-Qualification of Jurors and Sentencing Alternatives Under New York's Capital-Punishment Law. Criminal Justice Policy Review, 10: 49-83.
- Faith E. Lutze and D. Brody (1999). "The Eighth Amendment and Boot Camp Prisons: Mental Abuse as Cruel and Unusual Punishment." Crime and Delinquency 45:242-255.
- David C. Brody (1998), "Balancing Jury Secrecy and the Rule of Law: The Second Circuit's Guide to Removing Nullifying Jurors," Justice System Journal. 20: 113-120.
- Steven L. Wasby and D. Brody (1997). "Studies of Repressed Memories and the Issue of Legal Validity," Law and Human Behavior, 21: 689-693.
- David C. Brody and C. Rivera (1997) "Examining the *Dougherty* 'All-knowing' Assumption: Do Jurors Know about Their Jury Nullification Power?" Criminal Law Bulletin, 33:151-167.
- David C. Brody (1995), "*Sparf* and *Dougherty* Revisited: Why the Court Should Instruct the Jury on its Jury Nullification Right." American Criminal Law Review, 33: 88-112.

TECHNICAL REPORTS

Heidee McMillin and D.C. Brody (2004). Evaluation Report, Mountlake Terrace Domestic Violence Reduction Grant, Prepared for WSICOP and Mountlake Terrace Police Department

David C. Brody (2004). Spokane County Bar Association Judicial Survey, September, 2004

Heidee McMillin and D.C. Brody (2004). Evaluation Report, Edgecliff Weed and Seed Grant. Prepared for WSICOP and National Institute of Justice

Heidee McMillin and D.C. Brody (2004). Evaluation of Spokane Police Department Public Opinion Survey, Prepared for DGSS and Spokane Police Department

David C. Brody (2003). Spokane County Bar Association Judicial Survey, March, 2003

David C. Brody (2002). Final Report of the Washington State Judicial Performance Evaluation Pilot Project. Prepared for the American Judicature Society.

David C. Brody and N. P. Lovrich (2001). Building the Foundations of a County-Level Risk Assessment for Substance Abuse Policy: Enhancing the Pelfry Analysis and Moving Toward a Benchmarking Process for Substance Abuse Countermeasure Development. Prepared for the Washington State Office of Community Development.

Heidee McMillin and D.C. Brody (2001). Evaluation Report, Kennewick Washington School Based Partnership Grant

David C. Brody (2001). Evaluation Report, Lacey Police Department And North Thurston School District School Based Partnership Grant.

Andrew Giacomazzi and D.C. Brody (2000). Evaluation of the WRICOPS On-site Assessment Program.

David C. Brody, N. P. Lovrich, C. R. Sheldon and J. Neiswender (1999). Judicial Views of Jury Reform in the State of Washington. Prepared for the Washington Office of the Administrator for the Courts.

David C. Brody, N. P. Lovrich, C. R. Sheldon and J. Neiswender (1999). Jury Survey Results, 1998. Prepared for the Washington Office of the Administrator for the Courts.

BOOK REVIEWS

(1999) Book Review of Out of Order: Arrogance, Corruption and Incompetence on the Bench Max Boot, in Criminal Justice Review, 24: 95.

TEACHING MATERIALS

Course guide and video lectures for Current Controversies in Politics, Law and Criminal Justice prepared for Washington State University Extended Degree Program, 1999.

Instructor's manual to Criminal Procedure: A Contemporary Perspective, Gaithersburg, Maryland: Aspen Publishers, 1998.

Course guide and video lectures for Criminal Law prepared for Washington State University Extended Degree Program, 1997.

PARTICIPATION AT PROFESSIONAL MEETINGS

Papers presented at Professional Meetings

“Eligible Jurors' Knowledge, Information Sources, and Attitudes About the Jury System”

American Society of Criminology Annual Meeting, Nashville, TN, November, 2004

“The Effect of Social Capital on Prosecutors' Use of Community Prosecution Programs,” Academy of Criminal Justice Sciences, Las Vegas, Nevada, March, 2004 (co-authored).

“Gun Control Measures, Police Homicide, and Social Capital,” Academy of Criminal Justice Sciences, Las Vegas, Nevada, March, 2004 (co-authored).

“The Use of Judicial Performance Evaluations in States with Elected Judiciaries: The Results from a Pilot Program in Washington State.” Law and Society Association Annual Meeting, Vancouver, B.C. May 2002 (co-authored).

“Show Me the Way: The Effectiveness of External Assessments in Facilitating Organizational Change in Law Enforcement.” Western and Pacific Association of Criminal Justice Educators, Vancouver, B.C. October 2001 (co-authored).

“The Use of Organizational Assessments to Facilitate Change in Policing: A Multi-site Evaluation of a Regional Community Policing Institute.” Academy of Criminal Justice Sciences, Washington, D.C., April 2001 (co-authored).

“Jury Reform in Washington State: The Final Report of the Washington State Jury Commission,” American Society of Criminology, San Francisco, CA, November 2000 (co-authored).

“The Effect of Working at Home on Crime Rates: Macro Level Analysis Under the Rational Choice Perspective,” American Society of Criminology, San Francisco, California, November 2000.

- “The Handling of Pregnant, Drug-Using Probationers by Probation Departments,” American Society of Criminology, San Francisco, California, November 2000 (co-authored).
- “The Use of Organizational Assessments to Facilitate Change in Policing: An Evaluation of a Regional Community Policing Institute,” Academy of Criminal Justice Sciences, New Orleans, Louisiana, March, 2000 (co-authored).
- “Comparing the Attitudes of Judges and Jurors towards Jury Reforms,” American Society of Criminology, Toronto, Ontario, Canada, November 1999 (co-authored).
- “Jurors’ Attitudes Toward Jury Reform,” Academy of Criminal Justice Sciences, Orlando, Florida, March, 1999 (co-authored).
- “The Effect of Community Policing of Police Morale,” Academy of Criminal Justice Sciences, Orlando, Florida, March, 1999 (co-authored).
- “Judicial Attitudes Toward Jury Reforms,” American Society of Criminology, Washington, D.C. November 1998 (co-authored).
- “An Evaluation of DUI Task Forces in the State of Washington,” Academy of Criminal Justice Sciences, Albuquerque, New Mexico, March, 1998 (co-authored)
- A Legal Analysis of the Cruel and Unusual Nature of Boot Camp Prisons,” Academy of Criminal Justice Sciences, Albuquerque, New Mexico, March, 1998 (co-authored)
- “The Unchosen: The Effects of Death- and Life-Qualification on Capital Juries Under New York’s Death-Penalty Law,” American Society of Criminology, San Diego, California, November, 1997 (co-authored).
- “Death Qualification Under the New York Death Penalty Statute,” American Society of Criminology, Chicago, Illinois November 1996 (co-authored).
- “Tolerance of Anti-Abortion Protesters and Civil Disobedience: A Demographic and Ideological Analysis,” American Society of Criminology, Chicago, Illinois November 1996.
- “Jury Nullification and the *Dougherty* ‘All-knowing’ Assumption,” American Society of Criminology, Boston, Massachusetts, November 1995 (co-authored).
- “Law, Social Control, and Criminal Justice Programs,” John Jay College Conference on Criminal Justice Education, New York City, October 1995.
- “The Jury’s Right to Extend Mercy in a Criminal Trial,” Academy of Criminal Justice Sciences, Boston, Massachusetts, March 1995.

Other Professional Meeting Activity

Panel Chair, Law and Politics, Law and Society Association, Vancouver, B.C. May 2002

Panel Chair and Discussant, An Examination of Topics in Jury Selection, American Society of Criminology, San Francisco, California, November, 2000

Panel Chair and Discussant, Jurors and the Jury, Academy of Criminal Justice Sciences, Orlando, Florida, March, 1999.

Panel Chair, Performance and Strategy in Prosecutors' and Defenders' Offices, American Society of Criminology, Washington, D.C. November 1998.

Panel Chair, The Production of Death Sentences and Executions, American Society of Criminology, San Diego, California, November, 1997.

Panel Chair, Gun Ownership and Crime, American Society of Criminology, San Diego, California, November, 1997.

INVITED PRESENTATIONS

“Report on Judicial Performance Evaluation Pilot Program,: Washington State Fall Judicial Conference, October, 2002, Spokane, Washington.

“Protecting the Jury” Presentation for California Continuing Legal Education, September 2002, Palo Alto, California.

“Building The Foundations Of A County-Level Risk Assessment For Substance Abuse Policy Enhancing The Pelfry Analysis And Moving Toward A Benchmarking Process For Substance Abuse Countermeasure Development.” Washington State Byrne Grant Advisory Committee, Seattle, Washington, July 2001.

“Promoting Public Trust and Confidence in the Courts through Judicial Performance Evaluations.” Trust and Confidence Committee of the Washington State Board for Judicial Administration, Seattle, WA, July, 2001.

“Criminal Procedure Under State Law: An Empirical Examination of Selective New Federalism” National Conference of Federalism and Courts, Athens Georgia, February 23-24, 2001.

“Choosing Judges in Judicial Elections.” Annual Meeting of the Washington Chapter of the American Judicature Society, Spokane, Washington, September 2000.

“Judicial Performance Evaluation: How Shall the People Decide.” 1999 King County Bench-Bar Conference, Kent, Washington, November 1999.

Fully Informed Jury Association National Convection, Dallas, Texas, November 1998.

Washington Municipal and District Court Judges Association Board of Trustees, Seattle, Washington, August 1998.

AREAS OF RESEARCH AND TEACHING INTEREST

Criminal Law, Criminal Procedure, Administration of Justice, Judicial Evaluation, Judicial Selection Systems, Community Prosecution, Prosecution and Adjudication, Law and Social Control, and the Jury System.

COURSES TAUGHT

Graduate Courses

Criminological Theory
Police and Society
Prosecution and Adjudication
Criminal Justice Processes
and Institutions
Current Controversies in Politics,
Law and Criminal Justice
Research Methods
Homeland Security
Corrections Law
Film in Politics, Law, and Criminal Justice

Undergraduate Courses

Introduction to Criminal Justice
Criminal Procedure
Criminal Law
Law and Social Control
The American Jury
The American Constitution

COURSE TAUGHT VIA AND DEVELOPED FOR DISTANCE EDUCATION

Criminal Justice 320, Criminal Law, Washington State University, (1997).
Criminal Justice 400(m) Current Controversies in Politics, Law and Criminal Justice, Washington State University, (1999).

UNIVERSITY SERVICE

Member of Graduate Studies Committee, 2005, Department of Political Science, WSU

Chair, Faculty Search Committee, 2004-2005, WSU Spokane Criminal Justice Program

Member, Faculty Search Committee, Biostatistician Search, WSU Spokane, 2002-2003

Chair, Faculty Search Committee, 2001-2002, WSU Spokane Criminal Justice Program

Member, Instructional Leadership Council, WSU-Spokane, 1998, 2000-2003

Member, Extended University Services Committee, WSU, 1998-2001

Member, Combined Fund Drive Committee 2000, WSU Spokane

Member of Faculty Search Committee, 1998, Department of Political Science, WSU

Member of Undergraduate Curriculum Committee, 1997, Department of Political Science, WSU

Faculty Advisor to Criminal Justice Residence Hall, 1997-1998, WSU

President, School of Criminal Justice Student Association, 1997, SUNY-Albany

COMMUNITY SERVICE

Member, Executive Coordinating Committee, WRICOPS, 2005 to present.

Chairman, Committee on Judicial Performance Standards and Evaluation, Washington Chapter of the American Judicature Society, 1999 to 2004

Member, Board of Directors, Spokane County Sheriff's Community Oriented Policing Effort, 1999 to present.

Technical Advisor, Washington State Jury Commission , 1999-2000.

Job performance evaluation of Spokane County Public Defender on behalf of Spokane County Commissioners, 1999.

PROFESSIONAL SERVICE

Legal Notes Editor Justice System Journal, 2000 to 2004

Editorial Board, Justice System Journal, 2000 to 2004

Board of Directors, American Jury Institute 2003- present

Ad hoc grant proposal reviewer for National Institute of Justice 2004-2005

Ad hoc reviewer for Journal of Contemporary Criminal Justice 2001 to present

Ad hoc reviewer for Law & Society Review, 1997 to present

Ad hoc reviewer for Criminology 1998 to present

Ad hoc reviewer for Journal of Criminal Justice Education 2001 to present

Ad hoc reviewer for The Justice Professional, 1999 to present

MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS

Academy of Criminal Justice Sciences

American Society of Criminology

American Judicature Society