

FIONA MARY DOHERTY

fiona.doherty@yale.edu

127 Wall Street
New Haven, CT 06511

203-436-3529

EXPERIENCE

YALE LAW SCHOOL, New Haven, CT

Clinical Professor of Law

Director, Jerome N. Frank Legal Services Organization

Fall 2017-Present

Fall 2021-Present

Spring & Fall 2019

Fall 2012-Fall 2017

Fall 2011-Spring 2012

Clinical Associate Professor of Law

Visiting Clinical Associate Professor of Law

Honors: Yale Provost's Teaching Prize

Yale Law Women Faculty Excellence Award

Courses: Samuel Jacobs Criminal Justice Clinic

Criminal Law

Sentencing

Criminal Justice Advocacy Clinic

Supervise law students, who defend indigent clients accused of felony and misdemeanor cases in the New Haven superior court. Supervise law students in a range of reform initiatives and sentencing cases, which have included federal clemency petitions, juvenile resentencing appeals, sentence modifications, parole release hearings, parole revocation hearings, and supervised release and probation proceedings. Teach a seminar on the law of sentencing, focused on the federal sentencing system. Teach a criminal law small-group class. Appointed as the first female director of the Jerome N. Frank Legal Services Organization. Previously co-taught the Veterans Legal Services Clinic and the Advanced Sentencing Clinic. Recent appointments include serving on the Criminal Justice Act Advisory Panel for the U.S. Court of Appeals for the Second Circuit and serving on the Conviction Integrity Working Group for the Chief State's Attorney in Connecticut.

ARTHUR LIMAN PUBLIC INTEREST PROGRAM, YALE LAW SCHOOL, New Haven, CT *Spring 2011*

Liman Senior Fellow in Residence. Co-taught weekly Liman Public Interest Workshop: "Accessing Justice and Rights—From Streets to Prisons." Supervised student projects on issues related to the criminal justice system.

FEDERAL DEFENDERS OF NEW YORK, New York, NY

2005-2011

Assistant Federal Defender. Defended clients at all stages of criminal proceedings in the Southern District of New York, including multiple jury trials. Handled broad range of cases that involved charges of drug trafficking, immigration fraud, weapons possession, public corruption, interstate stalking, financial fraud, and many other matters. Cases included defending client in the first U.S. piracy prosecution in over 100 years; defending client charged with failing to register as a foreign agent of Russia; and defending client being threatened with U.S. contempt proceedings for failing to appear as a prosecution witness in a case before the International Criminal Tribunal for the Former Yugoslavia.

HUMAN RIGHTS FIRST (formerly The Lawyers Committee for Human Rights), New York, NY *2001-2005*

U.S. Law and Security Program: *Senior Counsel* (2004-2005); *Interim Director* (2003), *Senior Associate* (2001-2004). Worked to ensure that U.S. anti-terrorism measures incorporated human rights protections. Co-wrote and co-edited analytical reports. Participated in litigation on U.S. detention practices, including coordinating amicus brief strategy. Spoke publicly on issues of security and liberty through speeches, panel discussions, and media interviews.

Human Rights Defenders' Program: *Senior Associate* (2001-2004)

Responsible for advocacy efforts concerning accountability for human rights abuses in Northern Ireland. Primary author of investigative report into the killing of a prominent defense lawyer during the conflict.

THE DONTZIN LAW FIRM, LLP, New York, NY

2004-2005

Litigation Associate. Remained on staff at Human Rights First as Senior Counsel, while involved in law firm's civil litigation practice. Primary author of U.S. Supreme Court amicus brief in *Rumsfeld v. Padilla* on behalf of the

original congressional sponsors of 18 U.S.C. § 4001(a), a statute that prohibits detention of U.S. citizens absent an act of Congress. Helped develop and litigate a case brought in federal district court on behalf of Afghan and Iraqi citizens who had been detained in U.S. custody abroad.

COMMITTEE ON THE ADMINISTRATION OF JUSTICE (CAJ), Belfast, NI 2000-2001
Robert L. Bernstein Fellow. Received fellowship from Yale Law School to work at cross-community human rights organization in Northern Ireland. Helped litigate CAJ's caseload before the European Court of Human Rights. Involved in cases seeking accountability for the murder of criminal defense lawyers during the conflict.

U.S. COURT OF APPEALS FOR THE SIXTH CIRCUIT, Nashville, TN 1999-2000
Judicial Clerk. Chambers of the Hon. Martha Craig Daughtrey.

EDUCATION

YALE LAW SCHOOL, J.D., May 1999

Honors: C. LaRue Munson Prize for excellence in the clinical program
Activities: New Haven Cares, Executive Director, 1998-1999

UNIVERSITY OF VIRGINIA, B.A., with highest distinction, History & Slavic Languages and Literatures, 1996

Honors: Jefferson Scholar, full four-year merit scholarship
Edward and Barbara Younger Prize for top history student
Raven Award for excellence in service and contributions to the university
Lawn Resident

SELECTED PUBLICATIONS

"Breach of Trust" and U.S. v. Haymond, 34 FED. SENT'G REP. 274 (2022) (invited symposium piece).

The Case for Moving Beyond Probation and How To Do It, The Appeal (2021).

Testing Periods and Outcome Determination in Criminal Cases, 103 MINN. L. REV. 1699 (2019).

Parole Revocation in Connecticut: Opportunities to Reduce Incarceration (Samuel Jacobs Criminal Justice Clinic 2017) (co-author and editor).

Obey All Laws and Be Good: Probation and the Meaning of Recidivism, 104 GEO. L. J. 291 (2016).

Indeterminate Sentencing Returns: The Invention of Supervised Release, 88 N.Y.U. L. REV. 958 (2013).

Northern Ireland: A Report by a Mission of the Committee on International Human Rights, 59 The Record of the Association of the Bar of the City of New York 317 (2004) (member of mission and co-author).

Assessing the New Normal: Liberty and Security for the Post-September 11 United States (Lawyers Committee for Human Rights 2003) (co-author and co-editor).

Imbalance of Powers: How Changes to U.S. Law & Policy Since 9/11 Erode Human Rights and Civil Liberties (Lawyers Committee for Human Rights 2003) (co-author).

Year of Loss: Reexamining Civil Liberties since September 11 (Lawyers Committee for Human Rights 2002) (co-author).

Beyond Collusion: The U.K. Security Forces and the Murder of Patrick Finucane (Lawyers Committee for Human Rights 2002) (primary author).

SELECTED PRESENTATIONS

- Probation, Parole, and Prosecution, Institute for Innovation in Prosecution (panelist) (May 2022).
- The Law and Practice of the Early Termination of Supervised Release, CLE Presentation (panelist) (May 2022).
- The Three Ps of Reentry, Policies, Penalties, and Programs, Symposium of the Ohio State Journal of Criminal Law (panelist) (February 2022).
- Collaborative Impact Litigation and Systemic Reform, Annual Conference on Clinical Legal Education, Chicago, IL (April 2021).
- Criminal Racial Justice, Policing, and Derek Chauvin Trial (moderator), Yale Law School, New Haven, Connecticut (April 2021).
- Yale-Quinnipiac Dispute Resolution Forum (commentator) (April 2021).
- Panelist, An Exploration of Probation, Law Review Symposium, University of Georgia Law School (October 2019).
- Creating New Data: The Impact of Law School Research (moderator/commentator), Liman Colloquium, Yale Law School (April 2019).
- The Path to the Academy, Yale Law School (April 2019).
- Clinical Legal Education and Pedagogy, Law Review Symposium, Louisiana State University Law School (February 2019).
- Cutting Edge Clinics, Yale Law School (October 2018).
- Vocation and Calling, Symposium on the Teaching and Advocacy of Jean Koh Peters (moderator), Yale Law School (Nov. 2018).
- Collaborative Litigation, American Association of Law Schools, Annual Conference on Clinical Legal Education, Chicago, IL (May 2018).
- The Opioid Crisis and the Criminal Justice System: A Call to Action, National Association of Women Judges Midyear Meeting, Brooklyn, New York (April 2018).
- The Consequences of Legal Debt, Liman Public Interest Colloquium, Yale Law School, New Haven, CT (April 2018).
- The Academy and the Public Interest, Liman Public Interest Colloquium, Yale Law School, New Haven, CT (April 2017).
- Mass Probation and Inequality, American Society of Criminology, Annual Meeting, New Orleans, LA (November 2016).
- Exacting Leverage: The Role of Probation in Plea Bargaining, Criminal Justice Roundtable, Vanderbilt Law School, Nashville, TN (November 2016).
- Defending the Convicted: Effective Sentencing Advocacy, Temple Law Review Symposium, Temple University Beasley School of Law, Philadelphia, PA (Oct. 2016).
- Decarceration, Moving Criminal Justice, Liman Colloquium, Yale Law School, New Haven, CT (March 2016).
- Crisis of Mental Health in the Criminal Justice System (moderator), Rebellious Lawyering Conference, Yale Law School (February 2016).
- Legal Financial Obligations and Policing, Georgetown Law Journal Symposium, Georgetown Law School, Washington, D.C. (November 2015).

Progressive Scholarship Workshop, American Constitution Society, Yale Law School, New Haven, CT (December 2015).

The Role, Use, and Effect of Probation in the U.S. Criminal Justice System, SELA Conference, Rio de Janeiro, Brazil (June 2015).

Obey All Laws and Be Good: Probation and the Meaning of Recidivism, Criminal Justice Roundtable, Yale Law School, New Haven, CT (April 2015).

Punishment Before Trial (moderator), Liman Public Interest Colloquium and the Bernstein International Human Rights Symposium, Yale Law School, New Haven, CT (April 2015).

The Ripple Effects of Mass Incarceration (moderator), Liman Public Interest Colloquium, Yale Law School, New Haven, CT (April 2015).

The Power to Make People Good: Standard Conditions of Probation and the Enforcement of Rehabilitation, Prison Law and Policy Roundtable, UCLA School of Law, Los Angeles, CA (October/November 2014).

Terrorist Trials in the Twenty First Century, Yale Law School Association of New York City, U.S. Courthouse for the Southern District of New York, New York, New York (July 2014).

Standard Conditions of Probation and the Enforcement of Rehabilitation, SoCal Clinical Scholarship Workshop, University of California, Irvine School of Law (April 2014).

Primer on Criminal Law, American Constitution Society, Progressive Primer Series, Yale Law School, New Haven, CT (October 2012).

U.S. Prosecutions of Foreign Crimes: Challenges and Debates, American Bar Association, Fall Institute: Sentencing, Reentry, Juvenile Justice, and Legal Education, Washington, D.C. (October 2012).

The Return of Indeterminate Sentencing, American Constitution Society Workshop, Yale Law School, New Haven, CT (September 2012).

Mental Health in the Criminal Justice System (moderator), Yale Human Rights and Development Law Journal Symposium, Yale Law School, New Haven, CT (March 2012).

Prison Lawyering and the Protracted Struggle (moderator), Yale Law School, New Haven, CT (February 2012).

Exporting U.S. Crime Control (moderator), Yale Law School, New Haven, CT (February 2012).