ADAM BENFORADO

Associate Professor of Law
Associate Professor of Psychology (by courtesy)

Drexel University
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EDUCATION

HARVARD LAW SCHOOL, J.D., 2005
Honors: *cum laude*
Frank Knox Fellowship for 2005-2006

YALE UNIVERSITY, B.A. in History, with distinction, 2001
Honors: *summa cum laude*
Phi Beta Kappa (first election)

OXFORD UNIVERSITY, Hilary and Trinity Terms 2000

JUDICIAL CLERKSHIP

THE HONORABLE JUDITH W. ROGERS, The United States Court of Appeals for the District of Columbia Circuit, Washington, D.C. Fall 2006-Fall 2007

ACADEMIC APPOINTMENTS AND EXPERIENCE

DREXEL UNIVERSITY, Philadelphia, PA Summer 2008-Present
Associate Professor of Law (tenured).
Associate Professor of Psychology (by courtesy).
Courses: Criminal Law, Contracts, Law and Mind Sciences, Business Organizations
Committees: Curriculum (2009-10, 2015-16), University Advisory Committee on Faculty Diversity (2015), Career Development & Judicial Clerkships (2014-15), Colloquium (2014-15), Faculty Appointments (2008-09; Chair, 2013-14), Advisor to Law Review (2010-11), Student Code of Conduct Hearing (2010-12), Readmission (2010-12), Health Law Program (2010-12), Faculty Hearing (2008-10), Drexel University Human Cognitive Enhancement Program (2010)

BROOKLYN LAW SCHOOL, Brooklyn, NY Spring 2013
Visiting Professor of Law.

CAMBRIDGE UNIVERSITY FACULTY OF LAW, Cambridge, UK Fall 2005-Fall 2006
Visiting Scholar and Senior Visitor with Emmanuel College.

PROFESSOR DAVID WILKINS, Harvard Law School, Cambridge, MA Summer 2005
Research Assistant.

PROFESSOR ELIZABETH WARREN, Harvard Law School, Cambridge, MA Fall 2004
Teaching Assistant.

PROFESSOR JON HANSON, Harvard Law School, Cambridge, MA Spring 2003-Summer 2005
Coauthor and Research Assistant.

LEGAL EMPLOYMENT

JENNER & BLOCK LLP, Washington, D.C. Fall 2007-Summer 2008
Associate.

LATHAM & WATKINS LLP, London, UK Summer 2004
Summer Associate.

CURRENT RESEARCH PROJECTS

Adam Benforado (CO-PI) & Geoff Goodwin (CO-PI, University of Pennsylvania), *Why We Punish* (Drexel IRB Reliance on University of Pennsylvania IRB, Approved 2010).

Adam Benforado (CO-PI), Susan Goldin-Meadow (CO-PI, University of Chicago) & Steven Jacobs (Student Researcher, University of Chicago), *The Effect of Gesture on Adult Perception of Closing Arguments* (Drexel IRB Reliance on University of Chicago IRB, Approved 2010).

RESEARCH GRANTS

National Science Foundation, Award No. SES-1228231, Marking the Boundaries of Punishment: Retribution Directed at Innocents, Animals & Collectives ($74,997) (with Geoff Goodwin).

PUBLICATIONS

BOOKS AND BOOK CHAPTERS

ADAM BENFORADO, UNFAIR: THE NEW SCIENCE OF CRIMINAL INJUSTICE (Crown 2015).

Adam Benforado & Jon Hanson, *Attributions and Ideologies: Two Divergent Visions of Human Behavior Behind Our Laws, Policies, and Theories*, *in* IDEOLOGY, PSYCHOLOGY, AND LAW (Oxford University Press 2012).

Adam Benforado & Jon Hanson, *Seeing Bias: Discrediting and Dismissing Accurate Attributions*, *in* IDEOLOGY, PSYCHOLOGY, AND LAW (Oxford University Press 2012).

Adam Benforado & Jon Hanson, *Backlash: The Reaction to Mind Sciences in Legal Academia*, *in* IDEOLOGY, PSYCHOLOGY, AND LAW (Oxford University Press 2012).

ARTICLES

Geoff Goodwin & Adam Benforado, *Judging the Goring Ox: Retribution Directed Toward Animals*, 39 COGNITIVE SCIENCE 618 (2015).

Adam Benforado, *Law and Embodiment*, in *Four Applications of Embodied Cognition* (Joshua Davis ed.), 4 TOPICS IN COGNITIVE SCIENCE 787 (2012).

Adam Benforado, *Color Commentators of the Bench*, 38 FLA. ST. U. L. REV. 451 (2011).

Adam Benforado, *Quick on the Draw: Implicit Bias and the Second Amendment*, 89 OR. L. REV. 1 (2010).

Adam Benforado, *The Body of the Mind: Embodied Cognition, Law, and Justice*, 54 ST. LOUIS U. L.J. 1185 (2010) (symposium).

Adam Benforado, *Don't Blame Us: How Our Attributional Proclivities Influence the Relationship between Americans, Business, and Government*, 5 ENTREPREN. BUS. L.J. 509 (2010) (symposium).

Adam Benforado, *Frames of Injustice: The Bias We Overlook*, 85 INDIANA L.J. 1333 (2010).

Adam Benforado, *The Geography of Criminal Law*, 31 CARDOZO L. REV. 823 (2010).

Adam Benforado & Jon Hanson, *Legal Academic Backlash: The Response of Legal Theorists to Situationist Insights*, 57 EMORY L.J. 1087 (2008).

Adam Benforado & Jon Hanson, *Naïve Cynicism: Maintaining False Perceptions in Policy Debates*, 57 EMORY L.J. 499 (2008).

Adam Benforado & Jon Hanson, *The Great Attributional Divide: How Legal Policy Debates Are Shaped by Divergent Views of Human Nature*, 57 EMORY L.J. 311 (2008).

Jon Hanson & Adam Benforado, *The Drifters: Why the Supreme Court Makes Justices More Liberal*, BOSTON REV., Jan./Feb. 2006.

Adam Benforado & Jon Hanson, *The Costs of Dispositionism: The Premature Demise of Situationist Law and Economics*, 64 MD. L. REV. 24 (2005) (symposium).

Adam Benforado, Jon Hanson & David Yosifon, *Broken Scales: Obesity and Justice in America*, 53 EMORY L.J. 1648 (2004).

Frank D. Ferrari & Adam Benforado, *Setation and setal groups on antenna 1 of* Ridgewayia klausruetzleri, Pleuromamma xiphias, *and* Pseudocalanus elongatus *(Crustacea: Copepoda: Calanoida) during the copepodid phase of their development*, 111 PROC. BIOLOGICAL SOC'Y WASH. 209 (1998).

Frank D. Ferrari & Adam Benforado, *Relationships between arthrodial membrane formation and addition of setae to swimming legs 1-4 during development of* Dioithona oculata, Ridgewayia klausruetzleri, Pleuromamma xiphias, *and* Temora longicornis *(Copepoda)*, 71 CRUSTACEANA 545 (1998).

SHORT ARTICLES, OP-EDS, AND LETTERS

Adam Benforado, *The Hidden Bias of Cameras*, SLATE, Aug. 16, 2015.

Adam Benforado, *Why Criminal Justice Isn't Just*, CHRONICLE OF HIGHER EDUCATION, Aug. 3, 2015.

Adam Benforado, *What the Justice System Gets Wrong About Eyewitness Testimony*, THE SCIENCE OF US, N.Y. MAG., June 30, 2015.

Adam Benforado, *Irrationality Continues to Plague the Justice System*, SCIENTIFIC AMERICAN, June 19, 2015.

Adam Benforado, *Unfair: How An Eyewitness Account Sent John Jerome White to Jail*, BIOGRAPHILE, June 19, 2015.

Adam Benforado, *Reasonable Doubts About the Jury System*, ATLANTIC, June 19, 2015.

Adam Benforado, *The Case of the Widening Gap*, AMERICAN SCHOLAR, Summer 2015.

Adam Benforado, *Flawed Humans, Flawed Justice*, N.Y. TIMES, June 13, 2015.

Adam Benforado, Editorial, *Why We Tax Success*, PHILADELPHIA INQUIRER, Aug. 14, 2012.

Adam Benforado, Editorial, *Hate Airport Security? Get in Line*, PHILADELPHIA INQUIRER, May 31, 2011.

Adam Benforado, Letter to the Editor, *The Power of Money in Elections*, N.Y. TIMES, Feb. 1, 2010.

Adam Benforado, Letter to the Editor, *Novartis's Campus: Public Patronage*, N.Y. TIMES, Jan. 3, 2010.

Adam Benforado, Editorial, *Talented, but Not Superior*, PHILADELPHIA INQUIRER, Sept. 29, 2009.

Adam Benforado, Editorial, *Time to Rein in Tricks of the Financial Trade*, CAPITAL TIMES, Sept. 25, 2009.

Adam Benforado, Editorial, *Taking Down Dirty Lenders*, PHILADELPHIA INQUIRER, Aug. 3, 2009.

Adam Benforado, Editorial, *Sometimes Spending Saves Lives*, PHILADELPHIA INQUIRER, July 2, 2009.

Adam Benforado, Editorial, *Segregating Markets—and People*, BALT. SUN, June 7, 2009.

Adam Benforado, Editorial, *Stereotypes on Full Display*, PHILADELPHIA INQUIRER, June 3, 2009.

Adam Benforado, Editorial, *Prisoners, Too, Have Rights during an Epidemic*, PROVIDENCE J., June 3, 2009.

Adam Benforado & Jon Hanson, Editorial, *Left or Right, Judges are Activists*, PHILADELPHIA INQUIRER, May 20, 2009.

Adam Benforado, Editorial, *Get the Best Legal Minds on Courts*, SEATTLE POST-INTELLIGENCER, Dec. 18, 2008.

Adam Benforado, Commentary, *Don't Defraud the Voters*, LEGAL TIMES, Nov. 3, 2008.

Adam Benforado, Editorial, *Take the Banker's Porsche*, SEATTLE POST-INTELLIGENCER, Sept. 26, 2008.

Adam Benforado, Letter to the Editor, *The Duty of the Courts*, WASH. POST, May 23, 2008.

Adam Benforado, Editorial, *Corporate Sponsorship: On Target? Off Base?* WASH. POST, Mar. 11, 2007.

Adam Benforado, Editorial, *Deciding to Kill*, BALT. SUN, May 1, 2006 (subsequently republished in PITTSBURGH TRIB.-REV., May 7, 2006; HOUSTON CHRON., May 5, 2006; SUN NEWS, May 4, 2006; DECATUR DAILY DEMOCRAT, May 4, 2006; RECORDER, May 4, 2006; CAPITAL TIMES, May 3, 2006; SALT LAKE TRIB., May 3, 2006; NEWS CHIEF, May 3, 2006).

Jon Hanson & Adam Benforado, Editorial, *The Conservative Hypocrisy*, BALT. SUN, Dec. 11, 2005.

Adam Benforado, *The Bird Flu Distraction*, SALT MAG., Nov. 9, 2005.

Adam Benforado, Letter to the Editor, *Downplaying Teen Smoking*, BOSTON GLOBE, Oct. 25, 2005.

Jon Hanson & Adam Benforado, Editorial, *The Hitler Card*, BALT. SUN, July 3, 2005.

Adam Benforado, *The Poisonous Branch: The Real Reason Courts Are Under Attack*, SALT MAG., June 27, 2005.

Adam Benforado, Letter to the Editor, *Of the People, by the People—When It's Convenient*, WASH. POST, June 25, 2005.

BLOGS

The Situationist, Blog of the Project on Law and Mind Sciences at Harvard Law School (Contributor).
The Faculty Lounge (Guest Blogger).
Concurring Opinions (Guest Blogger).
PrawfsBlawg (Guest Blogger).

PRESENTATIONS

INVITED TALKS

Adam Benforado, *Unfair in Philadelphia*, Free Library, June 30, 2015.

Adam Benforado, *Unfair in Napa*, Cooperfield's Books, June 27, 2015.

Adam Benforado, *Unfair in Corte Madera*, Book Passage, June 25, 2015.

Adam Benforado, *Unfair in San Francisco*, The Commonwealth Club, June 24, 2015.

Adam Benforado, *Unfair in D.C.*, Politics & Prose, June 22, 2015.

Adam Benforado, *Unfair in Cambridge*, Harvard Book Store, June 18, 2015.

Adam Benforado, *The Retributive Motive*, Workshop Series, Brooklyn Law School, April 8, 2013.

Adam Benforado, *Motivated to Punish*, Faculty Colloquium Series, Pace University School of Law, Oct. 3, 2012.

Adam Benforado, *The Psychology of the Trayvon Martin Case*, Hoodie Hall, American Constitution Society, Drexel University Earle Mack School of Law, Apr. 16, 2011.

Adam Benforado, *Mapping Retribution*, American Constitution Society, Drexel University Earle Mack School of Law, Apr. 2, 2011.

Adam Benforado, *The Psychology of Retribution: Studying Human Intuitions about Punishment*, Faculty Workshop Series, University of Tulsa College of Law, Oct. 7, 2011.

Adam Benforado, *Corporate Subjects: Experiments in Profitability*, Faculty Workshop Series, Wake Forest University School of Law, Sept. 8, 2011.

Adam Benforado & Geoff Goodwin, *Punishing Jaws: Experiments on Retribution against Nonhuman Perpetrators*, Student Association for Law and Mind Sciences (SALMS) Lecture Series, Harvard Law School, Apr. 1, 2011.

Adam Benforado, *Preparing for a Career in Academia*, Legal Academic Writing Workshop, Harvard Law School, Apr. 1, 2011.

Adam Benforado, *Fair and Balanced: The Inequality of Embodied Justice*, Fifth Conference on Law and Mind Sciences: The Psychology of Inequality, Harvard Law School, Feb. 26, 2011.

Adam Benforado & Geoff Goodwin, *Why We Punish*, The Moral Research Lab (MoRL) Virtual Workshop, Jan. 17, 2011.

Adam Benforado, *The Goring Ox: Examining Intuitions About Punishing Animals to Better Understand the Retributive Motive*, Vanderbilt Law School Criminal Justice Roundtable, Vanderbilt University Law School, Dec. 11, 2010.

Adam Benforado & Geoff Goodwin, *The Goring Ox: Examining Intuitions About Punishing Animals to Better Understand the Retributive Motive*, University of Pennsylvania Psychology Department Lab Meeting, University of Pennsylvania Positive Psychology Center, Dec. 2, 2010.

Adam Benforado, *Quick on the Draw: Implicit Bias and the Second Amendment*, Faculty Colloquium, Temple University Beasley School of Law, Oct. 18, 2010.

Adam Benforado, *Law and the Embodied Mind: Connecting Embodied Cognition to Legal Theory*, The Barnard Interdisciplinary Conference on Embodiment, Barnard College of Columbia University, July 23, 2010.

Adam Benforado, *The Poisoned Orchard: Reassessing the Relationship Between Americans, Business, and Government*, Entrepreneurial Business Law Journal Annual Symposium, The Ohio State University Moritz College of Law, Mar. 11, 2010.

Adam Benforado, *Perspectives of the Law: Another Look at* Scott v. Harris, Law and Human Behavior Colloquium, Temple University Beasley School of Law, Feb. 1, 2010.

Adam Benforado, *The Body of the Mind: Embodied Cognition, Law, and Justice*, Childress Lecture, St. Louis University Law School, Oct. 2, 2009.

Adam Benforado, *Frames of Injustice: The Bias We Overlook*, Florida State University College of Law, Sept. 23, 2009.

Adam Benforado, *The Stage: The Role of Physical Space in Criminal Law*, Faculty Workshop Series, Drexel University Earle Mack School of Law, Aug. 28, 2008.

Adam Benforado & Jon Hanson, *The Costs of Dispositionism*, Calabresi's *The Costs of Accidents*: A Generation of Impact on Law and Scholarship, University of Maryland School of Law Symposium, Apr. 2004.

CONFERENCE PRESENTATIONS

Adam Benforado & Geoff Goodwin, *Judging the Goring Ox*. Paper presentation at The Conference on Empirical Legal Studies, University of Pennsylvania Law School, Oct. 25, 2013.

Geoffrey Goodwin & Adam Benforado, *Judging the Goring Ox: Examining Intuitions about Punishing Animals to Better Understand the Retributive Motive*. Paper presentation at The Society for Philosophy and Psychology 38th Annual Meeting, Boulder, CO, June 2012.

Steve Jacobs, Adam Benforado, & Susan Goldin-Meadow, *Law and Gesture*. Poster presentation at The Jean Piaget Society 42nd Annual Meeting, Toronto, Canada, June 2012.

Simone Schnall, Theodora Zarkadi, & Adam Benforado, *Fair and Balanced, or "Black and White" Thinking? Perceptual Experiences and Judgments of Morality and Fairness*. Paper presentation at The Association for Psychological Science 24th Annual Convention, Chicago, IL, May 2012.

Theodora Zarkadi, Adam Benforado, & Simone Schnall, *Intuitions about Fairness and Justice: An Embodied-Cognition Account*. Paper presentation at The European Association of Psychology and Law 21st Annual Conference, Nicosia, Cyprus, Apr. 2012.

Theodora Zarkadi, Adam Benforado, & Simone Schnall, *Tilting the Scales of Justice: Perceptual Imbalance Skews Judgments of Fairness*. Poster presentation at The British Psychological Society Annual Conference, London, UK, Apr. 2012.

Simone Schnall, Theodora Zarkadi, & Adam Benforado, *Fair and Balanced, or "Black and White" Thinking? Perceptual Experiences and Judgments of Morality and Fairness*. Paper presentation at The Society for Personality and Social Psychology 13th Annual Meeting, San Diego, CA, Jan. 2012.

Geoffrey Goodwin & Adam Benforado, *Judging the Goring Ox: Retribution and the Punishment of Animals*. Paper presentation at The Society for Judgment and Decision Making 32nd Annual Conference, Seattle, WA, Nov. 2011.

Adam Benforado, *Places, Boundaries, and Crime: Using Evolutionary Analysis to Understand Spatial Dynamics in Criminal Law*. Paper presentation at Tenth SEAL Scholarship Conference, Vanderbilt University Law School, Apr. 16, 2009.

SELECTED INTERVIEWS AND MEDIA COVERAGE

Minnesota Public Radio News, Aug. 13, 2015.

Stop Delivering Payback, Start Rehabilitating Criminals, NewsWorks, WHYY, Aug. 11, 2015.

(Don't) Speak, Memory, Christopher Moraff, Al Jazeera America, Aug. 9, 2015.

The Bryan Callen Show, Aug. 8, 2015.

How to Reform the Justice System, Alex Good, Waterloo Region Record, Aug. 8, 2015.

The American Way of Punishment, Hank Reichman, The Academe Blog, Aug. 8, 2015.

America's Justice System Sure Doesn't Know Much Science, Sarah Zhang, Wired, Aug. 3, 2015.

The New Science of Criminal Injustice, Jeff Schechtman's "Specific Gravity," July 28, 2015.

There's a Scientific Reason for Racism Built Into America's Criminal Justice System, Kali Holloway, Salon, July 23, 2015 (originally published on Alternet).

Criminal Injustice and Avatars, Sherry F. Colb, Dorf on Law, July 22, 2015.

Unconscious Bias in the Justice System, Press Play with Madeleine Brand, KCRW, July 22, 2015.

AuthorChats, July 21, 2015.

The U.S. Court System Is Criminally Unjust, Ana Swanson, Wonkblog, Washington Post, July 20, 2015.

Delayed Trials for Fairer Outcomes? Sherry F. Colb, Justia, July 16, 2015.

"Unfair" Shows How Ordinary Human Failings Can Lead to Failures of Justice, Sarah Boslaugh, Pop Matters, July 15, 2015.

Legal Theory Bookworm: "Unfair" by Benforado, Legal Theory Blog, July 11, 2015.

Criminal Justice Exposed, Politics Nation with Al Sharpton, July 9, 2015.

NPR's Fresh Air, July 6, 2015.

Unfair: The New Science of Criminal Injustice, San Francisco Book Review, July 2, 2015.

Independence from Injustice: A Look at Our Legal System with Adam Benforado and Bryan Stevenson, Harvesting Happiness, July 1, 2015.

Unfair: The New Science of Criminal Injustice, Free Library Podcast, June 30, 2015.

Adam Benforado "Unfair: The New Science of Criminal Injustice": We Are the Problem, Rainbow Light, June 30, 2015.

Unfair: The Justice System is Broken, Can Science Fix It? New Scientist, June 30, 2015.

Adam Benforado: The New Science of Criminal Injustice, moderated by Judge LaDoris H. Cordell (ret), Commonwealth National Podcast, June 24, 2015.

New Book Says Blame Humans for Legal Injustice, Not the System, KQED Arts, June 23, 2015.
Overnight America, CBS St. Louis, June 23, 2015.

How Psychology Can Help Make a Fairer Criminal Justice System, Radio Times, June 22, 2015.
Melissa Harris-Perry, June 21, 2015.

Unfair: 5 Books on the Failings of Our Legal System, Biographile, June 17, 2015.

What Makes Criminal Justice Unfair, Jefferson Public Radio, June 17, 2015.

Nalon, Malone & Kullik Morning Show, WMJI Radio, June 17, 2015.

Book Chat, UMGA-TV, June 17, 2015.

Neuroscience May Be the Key to Reforming Our Criminal Justice System, Modern Notion (Podcast), June 17, 2015.

Objection: What Film Gets Wrong About Criminal Law, Word & Film, June 16, 2015.

NPR's Weekend Edition with Scott Simon, June 13, 2015.

There is No Justice: What Cops and Courts Get Wrong About the Human Brain, Salon, June 6, 2015.

Selected Alumni Books, Harvard Law Today, May 4, 2015.

PROFESSIONAL ADMISSIONS AND ACTIVITIES

BAR MEMBERSHIPS

Washington, D.C., 2008 (inactive)

New York, 2007

United States Court of Appeals for the District of Columbia Circuit, 2007

REFEREE APPOINTMENTS

National Science Foundation, Law and Social Sciences Program

University of Chicago Press

Topics in Cognitive Science (topiCS)

Law & Society Review

Obesity