

DIANE E. COURSELLE

LAW SCHOOL TEACHING EXPERIENCE

UNIVERSITY OF WYOMING COLLEGE OF LAW, Laramie, WY

Professor of Law and Director of the Defender Aid Program, 2006-current (Winston S. Howard Distinguished Professor, 2011-2014). Courses taught: legal writing, criminal law, criminal adjudication, gender and the law, federal courts and Defender Aid Clinic (clinical program representing indigent defendants on direct appeal of state convictions and in collateral proceedings in state and federal court).

LOYOLA UNIVERSITY SCHOOL OF LAW, New Orleans, LA

Visiting Assistant Professor, 1996-97 academic year

Courses taught: criminal law, criminal procedure, property I and II.

Legal Writing Workshop Student Director/Teaching Assistant, Aug. 1989-May, 1991

PROFESSIONAL LEGAL EXPERIENCE

OFFICE OF THE APPELLATE DEFENDER, New York, NY

Senior Attorney, August 1997 to July 1998; Associate Supervisor/Director of Special Litigation, September, 1995 to August 1996; Represented indigent defendants on direct appeal from state felony convictions and in collateral matters in state and federal courts. Trained staff attorneys in matters of New York criminal law and federal habeas corpus practice. Supervised staff attorneys and private volunteer attorneys, from major New York City law firms, representing indigent defendants on direct criminal appeals and collateral matters.

Staff Attorney, September 1993 to August 1995

Represented indigent defendants on direct appeal from state felony convictions and in collateral matters in state and federal courts.

UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT, Shreveport, LA

Law Clerk to Hon. Henry A. Politz, Chief Judge, August 1992 to August 1993

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF LOUISIANA, New Orleans, LA

Law Clerk to Hon. Henry A. Mentz, June 1991 to May 1992

OTHER PROFESSIONAL EXPERIENCE

SPRING HILL COLLEGE, Mobile, AL

Outreach Director, 1987-1988 academic year

Organized student volunteer work and developed educational programs related to social issues.

EDUCATION

LOYOLA UNIVERSITY SCHOOL OF LAW, New Orleans, LA

Juris Doctor, *magna cum laude*, May 1991

Loyola Law Review, Comment and Book Review Editor; research assistance in criminal law, education law, and commercial law; court-appointed federal appellate advocacy; ACLU Louisiana Educational Equity Project; founding member, president, Loyola Public Interest Law Group.

FORDHAM UNIVERSITY, Bronx, NY
Bachelor of Arts, *cum laude* (in honors program), May 1987

PUBLICATIONS

Note, *Davis v. Henry*, *Louisiana Teachers Gain the Right to Strike*, 36 Loy. Law Rev. 477 (1990).

Suspects, Defendants, and Offenders with Mental Retardation in Wyoming, 1 Wyo. L. Rev. 1 (2001) (co-authored with M. Watt and D. Sheen).

Struggling With Deliberative Secrecy, Jury Independence, and Jury Reform, 57 S.C. Law Rev. 203 (2005).

AEDPA Statute of Limitations - Is it Tolloed When the United States Supreme Court is Asked to Review a Judgment from a State Post-Conviction Proceeding?, 53 Cleve. St. L. Rev. 585 (2005-06).

When Clinics are ANecessities, Not Luxuries@: Special Challenges of Running a Criminal Appeals Clinic in a Rural State, 75 Miss. L.J. 721 (2006).

Slouching Toward Booker and Beyond - the Court Embraces and Rejects the Role of Juries at Sentencing, 37 McGeorge L. Rev. 513 (2006).

The Reliability of Forensic 'Sciences' – A Lawyer's Guide to the National Academy of Sciences Report, 'Strengthening Forensic Science in the United States: A Path Forward,' Wyoming Lawyer, Vol. 33. No. 3, June 2010.

We (Used to?) Make a Good Gumbo – the BP Deepwater Horizon Disaster and the Heightened Threats to the Unique Cultural Communities of the Louisiana Gulf Coast, 24 Tulane Env. L. J. 19 (2010).

Book Review, *Practical Guide to Correctional Mental Health and the Law*. Fred Cohen with James I. Knoll, IV, Terry A. Kupers, and Jeffrey L. Metzner (Civic Research Institute, 2011), *Criminal Law Bulletin*, Vol. 48, No. 2 pp.401-03 (Mar.-Apr. 2012).

PRESENTATIONS

National Consortium on Racial and Ethnic Fairness in the Courts, Panelist, "Challenges for Low-Income Populations in the Criminal Justice System," June 2014, Cody, WY

Wyoming Public Defenders, "Ethical Dilemmas for Public Defenders," December 2013, Casper, WY

UW Federalist Society, "Mass Incarceration," commenter, February 2013

Law and Literature Conference, “True Stories: The Appellant's Statement of Facts in a Criminal Appeal, Telling the Story that Should Have Been Told.” January 2013, Laramie, WY

Mountain West Clinics Conference, “Teaching Collaboration Through Modeling,” group facilitator with Dona Playton, Albuquerque, NM October 2012

Ohio Public Defenders, Appellate Defender Training, faculty member and presenter, “Integrating Facts and Legal Argument,” March 2014, October 2011

Northwest Clinics Conference, “Storytelling and Narrative: What is it and How Can We Use It in Our Advocacy?” (panel member), October 2011

Wyoming Public Defender Conference, “Case Proceedings and Pleadings,” (presentation for support staff), September 2012, September 2011

Wyoming State Bar Conference, “Eyewitness Identifications,” (with Jennifer Thompson and Katie Monroe (Rocky Mountain Innocence Center)), September 2011

Applied Legal Storytelling Conference, “True Stories – The Appellant’s Statement of Facts in a Criminal Appeal, Telling The Story That Should Have Been Told,” July 2011

National Legal Aid and Defenders Association, Appellate Defender Training, New Orleans, LA (2012 Baltimore, MD; 2007, Chicago, IL); faculty member; presenter, “Transforming the Facts into a Persuasive Story,” January 2014, January 2011; January 2010; December 2006; December 2003, presenter, APersuasive Oral Argument@; December 2002; panelist, AStrategies for Effective Oral Argument,@ November 2001

University of Wyoming College of Law, Law Week, “Impacts of the BP Spill on the Cultures of the Louisiana Gulf Coast,” October 2010

University of Wyoming Shepard Symposium: “*The Untold Story: The Vanishing Louisiana Coastal Wetlands and its Impacts on Race, Class, and Culture Across South Louisiana*,” April 2010

Northwest Clinical Law Conference, University of Montana, “Supervising and Editing Students’ Written Work,” September 2009

University of Wyoming College of Law, Contemporary Issues in Sentencing and Punishment Panel, “A Comparative Approach to Addressing Increased Incarceration Rates,” September 2009

Wyoming State Bar Conference, “How Reliable is this Evidence? Lessons From Exonerations and the National Academy of Sciences,” September 2009

Wyoming Municipal Court Judges Conference, “Working with Pro Se Litigants,” May 2009

University of Wyoming College of Law, “Convicting the Innocent: The Causes and Consequences of Wrongful Conviction,” April 2009

University of Wyoming College of Law, "Racial Profiling," February 2009

University of Limerick, Limerick, Ireland, Criminal Justice Seminar "Can Judicial Discretion in Sentencing Work? Lessons from the U.S. and Ireland," April 2008

University of Limerick, Limerick, Ireland, Criminal Justice Seminar, "Recent Developments in U.S. Sentencing Law," March 2007

University of Wyoming College of Law, AOral Argument@ panel member, April 2006

Symposium on State and Federal Sentencing Since *United States v. Booker*, ASlouching toward *Booker* and Beyond,@ University of the Pacific McGeorge School of Law, Sacramento, CA, March 2006

Wyoming CLE program, panel member, ACurrent Issues in Criminal Law,@ October 2005

Wyoming Municipal Court Judges Conference, Lander, WY, ARecent Developments in Criminal Law,@ May 2004

University of Wyoming College of Law Law Week, panel member, AContemporary Death Penalty Issues,@ October 2003

Wyoming Public Television, discussion of issues related to detention of U.S. citizens as Aunlawful combatants,@ Summer 2002

Wyoming CLE program, panel member, AMilitary Tribunals,@ February 2002

Rocky Mountain Clinical Teacher=s Conference, Estes Park, CO, panel member, AThe Effect of Place on Practice,@ October 2001

Wyoming State Public Defender Annual Meeting and training session, Sheridan, WY, APreserving the Record, Remaining Persuasive,@ with Professor Leila D=Aquin, Fall 2001

Wyoming CLE program, panel member, AThe Changing Landscape of Criminal Litigation: Retrospect and Prospect,@ October 2000

OTHER SIGNIFICANT LEGAL ACTIVITIES

Wyoming State Bar Criminal Pattern Jury Instructions Committee

Co-Counsel for Petitioner, *Lawrence v. Florida*, No. 05-8820, United States Supreme Court

Assisted with Amicus Brief in United States Military Commission Case, *United States v. Al-Bahlul*, regarding ethical implications of forcing a lawyer on an unwilling client

Amicus Brief, *United States v. Joseph Lewis Hernandez*, 10th Cir. 01-1194, regarding admissibility of expert testimony regarding handwriting analysis

Legislative Advocacy on behalf of the Rocky Mountain Innocence Center, leading to Wyoming Post-conviction DNA testing statute

BAR ADMISSIONS

New York, 1993; Wyoming, 2005; U.S. Dist. Court, District of Wyoming, 2005; U.S. Court of Appeals for the Second Circuit, 1994; U.S. Court of Appeals for the Fifth Circuit, 1996; U.S. Court of Appeals for the Tenth Circuit, 2001; U.S. Supreme Court, 2001.

ORGANIZATIONS

American Bar Association; American Association of Law Schools, Clinical teachers section (Teaching Methodologies Committee Member); Clinical Legal Educators Association; Rocky Mountain Innocence Center, Board Member

Honors

Wyoming State Bar Pro Bono Award, September 2011
Winston S. Howard Distinguished Professor of Law, 2011-2014