

Robert Weisberg

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Employment

Edwin E. Huddleson, Jr. Professor of Law, Stanford University
(on faculty since 1981, Professor since 1986, Chair since 1996)
Courses Taught: Criminal Law, Criminal Procedure (Criminal
Investigation, Criminal Adjudication), White-Collar Crime,
Commercial Law, Secured Transactions
John M. Hurlbut Award for Excellence in Teaching, 1985
Associated Students of Stanford University Award for
Excellence in Teaching, 1991
Associate Dean for Academic Affairs, Stanford Law School, 1987-89.
Academic Coordinator, 1994-99

University Vice-Provost for Faculty Relations, 1994-99
Special Assistant to the Provost for Faculty Recruitment and Retention,
1999-present

Affiliated Faculty Member, Program in Modern Thought and Literature,
1991-present

Education

J.D., Stanford University, 1979
President, Stanford Law Review
Order of the Coif
Hilmer-Oehlman, Jr. Award for Excellence in Legal Writing
PhD. in English Literature, Harvard University, 1971
B.A. in English, City College of New York, 1966
Phi Beta Kappa, Magna Cum Laude

Bar Admission California, 1980

Non-Teaching Legal Work:

Appellate Attorney for Capital Cases, Appointed by Supreme Court of California, 1986-present

Consulting Attorney, NAACP Legal Defense & Education Fund, Inc. (death penalty litigation in federal courts), 1981-86

Law Clerk to the Hon. Potter Stewart, Associate Justice of the Supreme Court of the United States, 1980-81

Law Clerk to the Hon. J. Skelly Wright, Chief Judge, United States Court of Appeals for the District of Columbia Circuit, 1979-80

Other Academic Employment

Assistant Professor of English, Skidmore College, 1970-76

(awarded tenure 1976). Courses Taught: Modern British and American Poetry; World Literature, Ancient and Modern; Freshman Composition; Freud, Eliot, and Modernism

Instructor in English, Great Meadow State Penitentiary, Comstock, New York 1974-76

Teaching Fellow, Harvard University, 1967-69. Courses taught: Shakespeare, Jacobean Drama, Composition

Major Law School Service

Associate Dean for Academic Affairs, 1987-89

Chair, Admissions Committee, 1986-87, 1988-89

Chair, Curriculum Committee, 1992-93

Member, Appointments Committee, 1982-83, 1989-92

Chair, Dean's Committee Without Portfolio, 1991-present

Academic Coordinator, 1994-99

Chair, Appointments Committee, 2001-02

Major University Service

Vice-Provost for Faculty Relations, 1994-99

Faculty Senator, 1991-97

Deputy Chair and Member, Faculty Senate Committee on Education and Scholarship at Stanford (advising President and Provost on budget reduction), 1991-92

Chair and Member, Planning and Policy Board of Faculty Senate, 1992-95

Member, Provost's Advisory Tenure Board for Graduate Schools of Business and Education, 1992-93

Member, Cabinet Committee on Budget and Strategic Planning Liaison Teams overseeing Budget Reduction for Administrative Services, Student Affairs, General Counsel's Office, Humanities and Sciences, and Vice-President for Finance, 1991-92

Member, Provost's Special Liaison Team to Oversee Budget Reductions in Humanities and Sciences, 1992

Member, Special Visiting Committee for General Counsel's Office (performed professional audit of Office to aid in budget reduction), 1991-92

Chair, President's Search Committee to select new General Counsel, 1992-93

Member, Vice-Provost for Student Affairs Search Committee for new Director of Residential Education, 1993

Member, Committee of 15 (which drafted change in Stanford Judicial Charter provision on sexual assault adjudications), 1991-92

Chairman of the Board and President, Stanford University Bookstore (legal and financial oversight of \$50 million per year non-profit corporation), 1992-94 (Board member 1989-99)

Faculty Resident Fellow, Murray House Undergraduate Dormitory, 1989-93

Member, Judicial Advisory Board (writing bylaws for new student judicial code), 1997-98

Law Publications

Books

Literary Criticisms of Law (with Guyora Binder) (Princeton University Press, 2000) (monograph)

Criminal Law: Cases and Materials (5th edition 2004, with Guyora Binder and the late John Kaplan, co-editor)

Articles

Apology, Legislation, and Mercy, 82 N. C. L. Rev. 1415 (2004).
The Utilitarian and Deontological Entanglement of Guns, Crime, and Punishment in America, 71 U. Chi. L. Rev. 333 (2004).

Norms and the Criminal Law and the Norms of Criminal Law Scholarship
93 J. Crim. Law & Criminology 467 (2003)

Restorative Justice and the Dangers of Community, 2003 Utah L. Rev. 343.

Values, Violence, and the Second Amendment: American Character,
Constitutionalism, and Crime, 39 Houston L. Rev. 1 (2002).

Civic Oratory in *Lawyerland*, 101 Columbia Law Rev. 1782 (2001).

Reappraising Complicity, 4 Buff. Crim. L. Rev. 217 (2000).

The Criminal Law Canon, in Canons of the Law (Jack Balkin and Sanford
Levinson eds., New York University Press, 2000).

Foreword: A New Agenda for Criminal Procedure, 2 Buff. Crim. L. Rev. 367
(1999).

Of Panglossian Views and Violence (review-essay), 30 Conn. L. Rev. 1039
(1998).

Cultural Criticism of Law, 49 Stan. L. Rev. 1149 (with Guyora Binder).

The New York Statute as Cultural Document: Seeking the Morally Optimal
Death Penalty, 44 Buff. L. Rev. 283 (1996).

Guideline Sentencing, Traditional Defenses, and the Evolution of
Substantive Criminal Law Doctrine, 7 Fed. Sent. Rptr. 168 (1995).

Intelligent Vehicle Highway Systems, Legal Privacy, and the Legacy of Dr.
Faustus, 11 Santa Clara Computer and Technology Law Journal 75
(1995)

Victims' Rights in Criminals Trials (Review of Essay of George Fletcher's
With Justice for Some), Criminal Justice Ethics (Summer/Fall 1995)

Who Defends Capital Defendants?, 35 Santa Clara L. Rev. 535 (1995)

Proclaiming Trials as Narratives: Premises and Pretenses (chapter in
Narrative and Rhetoric in the Law 61-83 (P. Brooks & P. Gewirtz eds.,
1996))

Taking Law Seriously (review-essay on William Gaddis's A Frolic of His
Own), 7 Yale Journal of Law & the Humanities 445 (1995)

Some Ways to Think About Law Reviews, 47 Stan. L. Rev. 1147 (1995)

The Impropriety of Plea Agreements: An "Anthropological" View, 19 Law
& Social Inquiry 145 (1994)

Reading Poethics, (review-essay) 15 Cardozo Law Review 1103 (1994)

Private Violence as Moral Action: The Law as Inspiration and Example
(chapter in Law's Violence, A. Sarat & T. Kearns, eds., Univ. of
Michigan Press, 1993)

Criminal Law, Criminology, and the Small World of Legal Scholars,
63 U. Colo. L. Rev. 521 (1992)

A Great Writ While It Lasted, 81 J. Crim. Law & Criminology 9 (1990)

The Law-Literature Enterprise, 1 Yale J. Law & Humanities 1 (1989)

Redistributing the Wealth of Capital; Cases: Changing Death Penalty
Appeals in California, 28 Santa Clara L. Rev. 243 (1988)

Capital Punishment, (chapter in Encyclopedia of the American
Constitution (L. Levy & K. Karst, eds. 1986)

Commercial Morality, the Merchant Character, and the History of the Voidable Preference. 39 Stan. L. Rev. 1 (1986)
Foreword: Criminal Procedure Doctrine: Some Versions of the Skeptical, 76 J. Crim. Law & Criminology 832 (1985)
Confidentiality Laws and the Protection of Abused and Neglected Children: The Need for Statutory Reform, 18 Family Law Quarterly 143 (1984) (with Michael S. Wald)
Fatal Flaws in the Ultimate Penalty (Book Review), New York Times Book Review (April 8, 1984)
Deregulating Death, 1983 Supreme Court Review 305
The Calabresian Judicial Artist: Statutes and the New Legal Process, 35 Stan. L. Rev. 213 (1983)
Rules, Standards, and the Battle of the Forms: A Reassessment of UCC § 2-207, 67 Virginia L. Rev. 237 (1982) (with Douglas G. Baird)
In Mitigation of the Penalty of Death: Lockett v. Ohio and the Capital Defendant's Right to Consideration of Mitigating Circumstances, 69 Calif. L. Rev. 317 (1981) (with Randy Hertz)
Defendant v. Witness: Measuring Confrontation and Compulsory Process Rights Against Statutory Communications Privileges, 30 Stan. L. Rev. 935 (1978)

Non-Law Publications

Ben Bellitt and the Poetry of Silence, Modern Poetry Studies (Spring, 1976)
Civility and its Discontents (review essay of J. Cuddihy's The Ordeal of Civility), Salmagundi (Fall, 1975)
T.S. Eliot and the Totemic-Mosaic Dream, Bulletin of the Midwest Modern Language Association (Spring, 1975)
Stanley Kunitz: The Stubborn Middle Way, Modern Poetry Studies (Spring, 1975)
Stylizing Civilization (essay on Watergate and American cultural values), Review of Existential Psychiatry and Psychology (Winter, 1973)
Randall Jarrell: The Integrity of His Poetry, Centennial Review (Summer, 1973)
On Randall Jarrell, New York Times Book Review (Sept. 17, 1972)

Fellowship

Nat. Endowment for Humanities Summer Fellowship in American Literature, UC Berkeley, 1974

Athletics

San Francisco Marathon, July 1993, July 1994, July 2003
New York City Marathon, November 1993, November 1994

Napa Valley Marathon, March 1994
Boston Marathon, April 1995, April 2001, April 2004
Seattle Marathon, November 199 , December 2003
City of Palos Verdes Marathon, June 1996
Twin Cities Marathon, October 1996
Los Angeles Marathon, March 1997
Big Sur International Marathon, April 1997, April 1998, April 1999
Portland Marathon, September 1999 - (*PR: 3:39*)
California International Marathon, December 1999, December 2001
Vancouver International Marathon, May 2000
Mayor's Midnight Sun Marathon—Anchorage, Alaska, June 2002
Chicago Marathon, October 2002, October 2003
San Diego (Suzuki Rock 'n' Roll) Marathon, June 2003