

Kris McDaniel-Miccio, J.D., LL.M, JS.D

EDUCATION

Rabbi and Spiritual Leader

*Rabbinic School
Jewish Spiritual Leaders Institute
West End Avenue
New York, New York 10025*

Ordained-August 2011

(2009-2011)

DOCTOR IN THE SCIENCE OF LAW (JSD)

*Columbia University School of Law
116th Street and Broadway
New York, New York
1997-2000*

Honors: *Finkelstein Fellow 1997-2000*

MASTER OF LAWS

*Columbia University School of Law
116th Street and Broadway
New York, New York
(1996-1997)*

Honors: *Finkelstein Fellow 1996-1997*

JURIS DOCTOR

*Antioch University School of Law
Washington, DC
(1982-1985)*

Honors: *Revson Fellow in Law and Legislation
Teaching Assistant, Constitutional Law*

MASTER OF ARTS, PUBLIC POLICY & ADMINISTRATION
Rockefeller College, University of New York
Albany, New York 12208
(1973-1975)

BACHELOR OF ARTS POLITICS AND PHILOSOPHY
Marymount College of Fordham University
Tarrytown, New York
(1969-1973)

Honors: Junior Year Abroad Scholar Program, Rome Italy
Teaching Assistantship, Politics Department
Graduated with Highest Distinction

PROFESSIONAL EXPERIENCE: TEACHING & RESEARCH

**SENIOR RESEARCH ASSOCIATE:
DUAL APPOINTMENT**
Trinity College Dublin
History Department-Gender Studies
College Green
Dublin 2 Ireland

University College of Dublin
Social Justice Program
Belfield Campus
Dublin 4 Ireland
2015-present

Conducting research on law, policy and gender in the Republic of Ireland and the States in relation to state accountability for male intimate violence and the political and legal transformation of law, policy and culture in relation to the LGBTQI Community. There is no supervisor since I am the architect of research design.

VISITING PROFESSOR

Trinity College Dublin

Trinity Law School

College Green

Dublin 2, IE

April 2014-August 2016

Appointed to teach comparative law focusing on family law in the U.S. and the Republic and the respective jurisdictions legal and cultural position on same sex-marriage and male intimate violence. Lecture at Trinity College Law School and Queens College, Belfast, NI on legal issues that have emerged from Castle Rock v Gonzales and the Confrontation Clause cases, Crawford, Giles and Davis.

Honors

Long Room Interdisciplinary Scholar Award, Trinity College, Dublin IE- to conduct research on lesbian and transgender identity in law and culture in the U.S. and Ireland. *The Long Room Scholar Award is one of the most prestigious awards in the EU, bringing together internationally recognized scholars to work collaboratively on projects and research that cross discipline, theoretical and philosophical boundaries.*

Honorary Life Membership (Lifetime Achievement Award), Law Society of Ireland, In Recognition of Contribution to Human Rights and Rights of Women. Past Recipients include: Nobel Laureate, Seamus Heaney, President William Jefferson Clinton, President Mary Robinson, (Republic of Ireland), President Michael Higgins (Republic of Ireland), Justice Antonin Scalia, Poet Eavan Boland and Philosopher Noam Chomsky

FULBRIGHT SCHOLAR & VISITING PROFESSOR

*University College of Dublin Law School
Belfield Campus
Dublin 4, Republic of Ireland*

Awarded a Fulbright to conduct research on domestic violence in a traditional Catholic country and to teach at the University of Dublin in the Law Department.

FULBRIGHT SENIOR SPECIALIST AWARD & VISITING PROFESSOR

*University College of Dublin Law School
Belfield Campus
Dublin 4, Republic of Ireland*

A dual appointment to UCD as consultant and visiting professor and scholar.

Senior Specialist in Modern Learning.

Consulted with law faculty on the development of curricula that integrates disciplines as well as legal theory and practice. This included the development of a model class in criminal law and procedure that utilized integrative pedagogy. Conducted modern learning workshop and developed an “experiential tool box,” that allowed faculty to practice integrative pedagogy, e.g. developing mini-simulations, deconstruction of simulation based learning, how to give feedback, different assessment tools, peer learning and learning labs.

Visiting Professor & Scholar

Designed and taught an integrative course in criminal law and procedure that examined the law in both the Republic and the States. Students were required to brief cases, to take part in simulations, to attend and participate in learning labs and

to complete a final project that included a mock appellate argument, collaborative brief and an individual paper that assessed the strategies taken in the development of the theory of the case. Conducted research on violence against women in Ireland.

PROFESSOR OF LAW
STURM COLLEGE OF LAW
UNIVERSITY OF DENVER
2255 E. Evans
Denver, Colorado
2010-present

Subjects: *Criminal Law, Criminal Procedure, Jurisprudence, Family Law, Seminar on Domestic Violence, Seminar on the Holocaust, Topics in Jurisprudence: Colonization; Topics in Jurisprudence: Law and Religion.*

Honors:

Trinity College Dublin, IE, Long Hall Scholar Award, 2014-15

Fulbright Senior Specialist, 2010-2011;

Marie Curie Transfer of Knowledge Fellow 2009-10

PROF Grant, 2010-2012, Awarded by the University of Denver for a project to study the effect of mandates on the US and Irish Battered Women's Movement

GEMMA Scholar-Gender Equality & Political Theory, 2009-2010 (University of Granada and Bologna)

Fulbright Scholar 2007-2008;

Public Good Grant, 2006-2007 awarded by the University of Denver, Public Good Foundation (quantitative study on mandatory reporting by Colorado physicians concerning intimate violence);

Hughes-Ruud Research Professorship awarded by the Sturm College of Law.

ASSOCIATE PROFESSOR OF LAW

STURM COLLEGE OF LAW

UNIVERSITY OF DENVER

2255 East Evans

Denver, Colorado

2006-2010

Subjects/Honors: See above

ASSISTANT PROFESSOR OF LAW

STURM COLLEGE OF LAW

UNIVERSITY OF DENVER

2255 East Evans

Denver, Colorado

2002-2006

Honors/Subjects: See above

ASSOCIATE PROFESSOR OF LAW

WESTERN STATE UNIVERSITY

COLLEGE OF LAW

1111 Main Street

Fullerton, California

1998-2002

I was tenured after three years at WSU, the first professor in the history of the law school to receive tenure after merely three years.

Subjects: Criminal Law, Criminal Procedure, Law of Domestic Violence, Torts

Honors:

- **Outstanding Professor**, (Awarded by Students)

- **Robert H. Green Public Service Award** (awarded by WSU faculty for outstanding service to the betterment of the WSU and the California legal community)
- **Silver Medallion Award For Social Justice**, North Orange County YWCA □ **Certificate of Recognition for Social Justice**, California State Assembly
- **Certificate of Recognition for Social Justice**, California Delegation to the United States Congress
- **Nominated by National NOW to the White House Conference on Hate Crimes.**

VISITING CLINICAL PROFESSOR OF LAW

ALBANY LAW SCHOOL

Albany, New York

1993-1996

Founded and directed the Family Violence Litigation Clinic where students represented battered women in family court and consulted on felony murder cases in criminal court. Additionally, the FVLC consulted on criminal court cases involving battered women who killed their batterers.

I also taught an academic class, Advanced Topics in Family Law, which focused on child abuse. I had to develop all materials for the course since there was no casebook at the time.

Honors: *The clinic was cited by the Supervising Judge of the Rensselear Family Court as a model program, as so noted by the local press.*

VISITING PROFESSOR

Department of Women Studies and Political Science

University of New York

Albany, New York

New Paltz, New York

(1979-82)

Taught interdisciplinary courses that examined gender inequality in legal, cultural and political systems. Disciplines studied were law, political science, sociology, literature and theology.

PROFESSIONAL EXPERIENCE: PRACTICE

[Not a complete list]

FOUNDING DIRECTOR

INSTITUTE ON FAMILY VIOLENCE AND POLICY STUDIES

CENTER FOR WOMEN IN GOVERNMENT

Rockefeller College, University of New

York Albany, New York

(1996-97)

I founded and directed this institute and received a \$75,000 grant from the Federal Violence against Women Act, based on a grant proposal that I authored.

Responsibilities:

- *Develop protocols regarding child and mother abuse for state agencies*
- *Publish materials on the nexus of mother and child abuse; mandatory arrest provisions nationwide and other mandated activities by the state*
- *Consult on cases, public policy initiatives particular to male intimate violence and mother/child abuse*
- *Provide media advisories*
- *Testify at federal and state legislative hearings*
- *Chaired, convened and facilitated a national conference on mother/child abuse that drew over 350 participants from throughout the United States.*

Honors: *National Organization for Women, Albany New York Chapter, "Making Waves Award."*

FOUNDING DIRECTOR AND FIRST ATTORNEY IN CHARGE

CENTER FOR BATTERED WOMEN'S LEGAL SERVICES

Sanctuary for Families, Inc.

New York, New York

(1988-93)

I founded this Center in 1988 with a \$40,000 grant from the Hearst Foundation. It was the first legal center in New York State designed exclusively for representation of and public policy initiatives on behalf of battered women and their children. During my tenure at the Center, I authored two key pieces of legislation that were passed by the NY State Legislature in 1994-mandatory arrest of batterers and contemporaneous prosecution of batterers in family and criminal courts. I also

developed the first pro bono domestic violence project in the United States, which by the time I left the Center in 1993, had one hundred volunteer lawyers from every major law firm in New York, e.g. Skadden Arps; Milbank Tweed; Kaye Scholer; Paul Weiss. Moreover, I litigated a precedent setting case that changed the topography of expert testimony in domestic violence cases, and my research formed the basis for the Nicholson decision in 2005, where the Federal District Court for the Southern District and New York's highest court found that the Child Welfare Administration's use of child abuse charges against battered women for failure to stop the abuse to themselves violated federal and state constitutional provisions.

When I left in 1993, we had three full time lawyers, 100 volunteer lawyers and interns from every law school in New York City. The Center is now the largest legal services program for battered women in the United States. The Center is the largest legal program for battered women in the world.

Honors:

[Not a complete list]

- **Attorney of the Year**, Kings County District Attorney's Office
- **Public Interest Lawyer of the Year**, Association of the Bar of the City of New York
- **Public Interest Lawyer of the Year**, City University Law School at Queens College
- **Susan B. Anthony Award**, National Organization for Women
- **Public Interest Lawyer of the Year**, New York County Lawyer's Association
- **Certificate of Appreciation**, New York County Lawyer's Association
- **Certificate of Appreciation**, Third Judicial District, New York State Office of Court Administration
- **Advocate of the Year**, The Village Voice.

ASSISTANT DISTRICT ATTORNEY
BRONX DISTRICT ATTORNEY'S
OFFICE
Bronx, New York
(1985-1987)

Appellate Bureau and Supreme Court Bureau: I handled both appellate, felony and misdemeanor cases that ran the gamut from sexual assault to domestic violence to robbery, gun possession and DWI.

PUBLICATIONS

Published articles and book chapters

Pathologising Women, Excusing Men: Using Junk Science in Gender Equality Cases,
___ALB.L.Rev___ (2018 forthcoming)

The Art of Artifice or Religious Hegemony by Any Other Name Would Still be the Same:
Masterpiece Cake Shop, Elane Photographers, Telescope Media Group, (forthcoming 2018.
Published by either Oxford University or Yale Law Review.)

Lawrence v Texas, in FEMINIST JUDGING, Cambridge University Press
(2016)

[*You Can't Remain Neutral on a Moving Train – Marriage Equality in the States & Ireland: Thoughts on Freedom to Marry, Religious Heteronormativity, and Conceptions of Equality*](http://via.library.depaul.edu/jwgl/vol5/iss2/1), 5 *DePaul J. Women, Gender & L.* (2016)
Available at: <http://via.library.depaul.edu/jwgl/vol5/iss2/1>

Confronting the Gendered State: A Feminist Response to Gender Inequality and Gender Violence in the United States and the Irish Republic, 40 *Wisc. J. Law, Gender & Society* 118 (2015)

Tzadek, Tzadek Thou Shalt Pursue: A Feminist Analysis of Windsor, Hobby Lobby, 27 *Cardozo Journal of Gender & the Law*, 221 (2015)

An American in St. Patrick's Court: Gender-Violence, Gender Inequality and the Irish Feminist Response, in *DOMESTIC VIOLENCE: A COMPARATIVE APPROACH* (Oxford Univ. Press 2015)

Miranda, Morality, National Security and Terrorism: A Reply to Professor Halberstam, 2 *DU Crim Law Rev.* 4 (2014)

The Death of the Fourteenth Amendment, Castle Rock and its Progeny, 17 *Wm. & Mary J.* 12 (2012)

Domestic Violence Prosecutions, A Book Review, International Journal on Criminal Law, (2010)

Giles v California: Is Justice Scalia Hostile to Battered Women? 87 Texas L. Rev. See Also, 93 (2009)

A Cruel Deception: Castle Rock, Constitutional Protection and Conceptions of State Accountability, 10, Geo. J. Gender & Law (2009)

If Not Now When? Individual and Collective Responsibility for Male Intimate Violence, 15 Wash. & Lee J. Civ. Rts & Soc. Justice 405 (2009)

What's Truth Got to Do With It? A Deontological Critique and Response to Tom Lininger's Article "Reconceptualizing Confrontation after Davis," 85 Texas L.Rev. See Also 39 (2007)

Exiled from the Province of Care: Domestic Violence, Duty and Conceptions of State Accountability, 37 Rutgers L. Rev. 112 (Spring 2006)

A House Divided: Mandatory Arrest, Domestic Violence and the Conservatization of the Battered Women's Movement, 42 Houston L. Rev. 231; (2005)

Male Violence-State Silence: These and other Tragedies of the 20th Century, 5 J. Gender, Race & Justice 339; (2001)

Notes from the Underground: Battered Women, the State and Conceptions of Accountability, 23 HARV. Women's L.J. 133; (2000)

A Reasonable Battered Mother? Redefining, Reconstructing and Recreating the Battered Mother in Child Protective Proceedings, 22 HARV. Women's L.J. 89; (1999)

With All Due Deliberate Care... 29 COLUM. Hum Rts. L. Rev. 641; (1998)

In the Name of Mother's and Children: Deconstructing the Myth of the Passive Battered Mother and the "Protected Child," in Child Protective Proceedings, 58 Alb. L.Rev. 1087; (1995)

Women and the Law, in Women's Images and Realities, Kesselman, Schneidewind, and McNair, Eds. (1993) [Peer reviewed]

Domestic Violence Litigation Strategies, McConnell, ed. (Published by the New York Supreme Court: Appellate Division, First Department); (1992) [peer reviewed]

PRESENTATIONS

(Not a Complete List)

On Marriage Equality & Gender Violence

Gender Violence in the U.S., University of NY

Equality in the Age of Trump, SCOL

Gender Equality and Religious Expression, Center for Women in Government and Civil Society, Rockefeller College,

Gender Violence and Gender Inequality: The Moral Paucity of U.S. Supreme Court Decisions, National University of Ireland, Galway ROI

*Same Sex Marriage in the United States: What a Difference a Decade Makes
Invited Speaker, UCD School of Law, Dublin, ROI*

*Gender Violence, State Accountability and the U.S. Supreme Court: Deconstructing
Castle Rock Invited Speaker, Queens University, Belfast, NI*

*Windsor and Prop 8-Deconstructing the Paradigm Shift
Invited Speaker, University of Denver, Sturm College of Law, Denver, CO*

*Domestic Violence, State Accountability: A Tale of Two Countries
Invited Speaker, University College, Cork ROI*

*Is the Fourteenth Amendment a Fond Memory? Rethinking Policy After Castle Rock
Symposium, Columbia Law School, NY, NY*

*Male Intimate Violence, Battered Women and Conceptions of State
Accountability Research Roundtable, University of Colorado, Boulder, CO*

*Castle Rock v Gonzales: Ruling Outside the Bounds of the Constitution and Conceptions of
State Accountability
Invited Speaker Columbia Law School, NY, NY*

Deconstructing Scalia: A Feminist Analysis of Giles, Davis and Castle Rock Conference, St. Johns Law School, Queens, NY

Due Process: What Process is Due Battered Women Conference, New York University Law School, NY, NY

The Legal and Moral Foundations for Same Sex Marriage SBA Workshop, University of Denver, Denver, CO

What's Justice Got to Do with It: Court Decisions Since Castle Rock Speaker Series, Association of the Bar of the City of New York, NY, NY

The Nexus Between Child and Mother Abuse New York State Judicial College

*The Impact of Castle Rock and Its Progeny on Constitutional Protection of Battered Women
Keynote Address: Conference, National Association of Judges*

Rethinking Mandatory Arrest in Domestic Violence Cases Conference, St Johns Law School, Queens, NY

*How to Litigate A Domestic Violence Case When your Client is on Drugs, the Case is Before Judge Judy and the State Has Charged Her With Failure to Protect
Keynote, Conference Fordham University Law School, NY, NY*

The Vagaries of Battered Women's Syndrome: Why Lenore Walker's Theory is Problematic Conference, California State University, Fullerton, CA

When Police Fail to Protect-Finding a Legal Theory to Hold the State Accountable Conference, Fordham University Law School, NY, NY

*When Religious Freedom Collides with Conceptions of Equality-Hobby Lobby, Arizona's Religious Freedom Act.
Symposium, University of Denver Sturm College of Law*

A Cruel Deception: Deshaney, Castle Rock & Burella-The Failure of Law and Abandonment of Care. Conference, California State University, Fullerton, CA

In the Matter of Glenn G Children v In the Matter of Simpson Children: The Legal Disconnect Keynote, Conference, Domestic Violence Institute, University of Colorado, Boulder

Domestic Violence as Per Se Neglect: Deconstructing In the Matter of Heather & In the Matter of Glenn G. Children.

Keynote, Conference, New York State Office for the Prevention of Domestic Violence, Governor's Office, Albany, NY

The Gendered Nature of American Law: From Bradwell to Giles Keynote, Conference, DU, UCD, Whittier & Irish Fulbright Commission

ON RELATED AREAS OF LAW, POLICY AND CULTURE
(Not a complete list)

*Anti-Semitism and Islamophobia in
The Age of Trump, SCOL*

*The Longest Hatred: Political Anti-Semitism, Christian Anti-Semitism &
the Holocaust, Iliff School of Theology, Denver, CO*

*Domestic Terrorism: Where the Home is Not Secure
Invited Speaker, University of Colorado Law School, Boulder Colorado*

*The Power of Forgiveness
Guest Faculty Member, JSLI Rabbinic School, NY, NY*

CONSULTING

[Not a complete list]

- *New York State Office for the Prevention of Domestic Violence: Governor's Office*
- *New York State Coalition Against Domestic Violence*
- *New York County District Attorney's Office*
- *New York Women's Bar*
- *Manhattan Borough President's Office*
- *Kings County District Attorney's Office*
- *New York City Police Department*
- *New York City Child Welfare Department*

- *Albany County Family Court*
- *Rensselaer County Family Court*
- *Office for the Prevention of Sexual, Domestic and Gender Motivated Violence, IE*
- *The Queens College, Belfast, Northern Ireland*
- *Trinity College, Long Room Hub Institute, IE*
- *Women's Aid, IE*
- *YES EQUALITY, IE*
- *Marriage Equality, IE*

- *Colorado Coalition Against Domestic Violence*
- *Colorado Bar Association, Access to Justice Committee*
- *Colorado Bar Association, Domestic Violence Task Force*
- *Denver Domestic Violence Task Force*
- *YWCA of Orange County, CA*
- *California State University at Fullerton, Women's Center*
- *National Coalition Against Domestic Violence*

TESTIMONY AT FEDERAL AND STATE HEARINGS

[Not a complete list]

- *UN Special Rapporteur on Violence Against Women*
- *Judiciary Committee, United States Senate*
- *Joint Committee on Children and Families, New York State Legislature*
- *Codes Committee, NYS Assembly*
- *Committee on Children and Families, NYS Assembly*
- *Legislative Women's Caucus, NYS Legislature*
- *Assembly Taskforce on Women's Issues, NYS Assembly*
- *New York City Council*
- *Manhattan Borough President's Office*

MEDIA INTERVIEWS

[Not a complete list]

Print

- *New York Times*
- *Orange County Register, CA*
- *New York Daily News*
- *Colorado Legal News*
- *New York Law Journal*
- *Los Angeles Times*
- *New York Newsday*
- *New York Post*
- *Denver Post, CO*
- *Irish Times*
- *Westword, CO*
- *The Village Voice*
- *Associated Press*
- *Gay Star News, London UK*

Electronic

- *ABC Evening News with Peter Jennings*
- *NPR*
- *NPR-The Law Show*
- *Larry King Live*
- *WCBS NEWS,*
- *Channel 5 News, NY*
- *Network News, Denver, CO*
- *Channel 2, Denver, CO*
- *Good Day LA*
- *NPR-Saturday Edition*
- *KCRW, The Warren Only Show*
- *The Gloria Neal Show*
- *PRI-Public Radio International*
- *CPR-Colorado Public Radio*
- *Court TV*
- *Scripps Media*
- *Channel 7, Denver Outlet*

Comment and Analysis (not a complete list):

Cases: *OJ Simpson, Kobe Bryant, Laci Petersen, Joseph Holmes (Aurora Theater Shooter),*

On U.S. Supreme Court Decisions: *Windsor, Prop 8, Hobby Lobby, Castle Rock.*

On Policy- State and Federal, *Violence Against Women Act, Federal Hate Crimes Reporting Act, Mandatory Arrest, Marriage Equality and the case where I and my wife are lead plaintiffs, McDaniel-Miccio et al v The State of Colorado*

PROFESSIONAL ORGANIZATIONS

- *Law and Society Association*
- *Colorado Women's Bar Association*
- *Society of American Law Professors*
- *American Bar Association*
- *New York Women's Bar Association*
- *Association of the Bar of the City of New York*
- *Family Courts Committee, Association of the Bar of the City of New York*
- *LGBT Lawyers Association, Denver, CO*

APPOINTMENTS AND BOARDS

Appointed to the Global Commission on Violence Against Women, Queen College, Belfast, NI

International Commission, EU & U.N.

Appointed by the Chief Judge, Denver District Court

District Court Advisory Council

Board Member, Colorado Women's Bar Association

Appointed by the Mayor of the City of New York:

New York City Women's Commission;

New York City Police Force Advisory Council on Gay and Lesbian Issues;

Appointed by the Chief Justice of the New York State Court of Appeals (NY's Highest Court): *Taskforce on Domestic Violence and Child Abuse;*

Appointed by the Chief Judge of the New York City Criminal

Courts *Taskforce on Orders of Protection*

Appointed by the Office of Court Administration

Faculty, New York State Judicial College

UNIVERSITY SERVICE

Elected to the University Faculty Senate, University of Denver

Chair, Curriculum Committee

Chair, Faculty Development and Mentoring Committee

Chair, International Conference Committee on Feminism and the Law

Member, Multicultural Committee

Member, Appointments Committee

Member, Lateral Appointments Committee

Member, Student Mentoring Committee

Faculty Advisor, Jewish Law Students Association

Faculty Advisor, Women and the Law Association
Chair, International Conference, Feminism and Law (Dublin IE)¹
Chair, International Conference, Law, Policy (2006-2009)
Creator and Convener, Thursdays at Noon (2014-present)
Co-Faculty Advisor, Outlaws (LGBT student group)
Judge, Hoffman Cup
Judge, Moot Court Board International Appellate Argument
Judge, Student Client Counseling Competition
Faculty Advisor, Student Members and Former Members of the Armed Services Association
Member, Doctoral Committee and Comprehensive Advisor and Examiner in Jurisprudence (DU and Iliff School of Theology)

And...Co-Captain, Faculty Baseball Team

BAR ADMISSIONS

- *New York State*
- *United States Supreme Court*
- *United States Circuit Court for the Second Circuit*
- *United States Federal District Court, Southern District*
- *United States Federal District Court, Eastern District*

EDITORIAL BOARDS

University of Miami Law School, Criminal Law On-line Journal (Peer Journal)
Society of American Law Professors, On-line Journal (Peer Journal)
Sturm College of Law, University of Denver, Criminal Law On-Line Journal (Student Law Review)