

NICOLE B. GODFREY

2255 E. Evans Ave., Ste. 335, Denver, CO 80208 · (513) 315-9919 · ngodfrey@law.du.edu.

EDUCATION

UNIVERSITY OF DENVER STURM COLLEGE OF LAW, Denver, Colorado
Master of Laws, Clinical Education, May 2018

UNIVERSITY OF DENVER JOSEF KORBEL SCHOOL OF INTERNATIONAL STUDIES, Denver, Colorado
Master of Arts, International Human Rights, August 2013

UNIVERSITY OF DENVER STURM COLLEGE OF LAW, Denver, Colorado
Juris Doctor, May 2009

Honors: Clinical Practice Award Recipient 2009 – Civil Rights and Disability Law Clinic
Hartje Objective Writing Award Finalist 2007

Journals: *Denver Journal of International Law and Policy*, Staff Editor

Activities: Events Chair, Amnesty International – DU Law Chapter (2007-08); Vice Representative, DU Chapter – ABA/Law Student Division (2007-08); Nairobi International Law Institute attendee (2007)

BOSTON UNIVERSITY COLLEGE OF ARTS & SCIENCES, Boston, Massachusetts
Bachelor of Arts, International Relations, *Cum Laude*, May 2004

Honors: College Honors

Activities: International Mission on Medicine to Australia & New Zealand (2003)

ACADEMIC EXPERIENCE

UNIVERSITY OF DENVER, STURM COLLEGE OF LAW, Denver, CO

Visiting Assistant Professor, July 2018 to present

Clinical Teaching Fellow-Civil Rights Clinic, July 2015-June 2018

Teach and supervise Civil Rights Clinic students in twelve-to-sixteen credit, year-long, in-house civil rights litigation clinic. Supervise teams of law students representing clients in complex civil rights cases before federal district and appellate courts, including prisoners' conditions of confinement cases, post-conviction challenges to criminal convictions and sentences, and clemency petitions under President Obama's Clemency 2014 initiative. Teach one or more seminar classes per week focusing on substantive law, general lawyering skills, social justice issues, and case rounds. Assist co-teachers in developing intensive student orientation and year-long syllabus.

PUBLICATIONS

Holding Federal Prison Officials Accountable: The Case for Recognizing a Damages Remedy for Federal Prisoners' Free Exercise Claims, 96 NEB. L. REV. 924 (2018)

Chapman v. Bureau of Prisons: *Stopping the Venue Merry-Go-Round* (with Danielle C. Jefferis), 96 DENVER L. REV. ONLINE 9 (2018)

Prison Conditions, the Eighth Amendment, and Institutional Indifference (work in progress)

OTHER EXPERIENCE

KILLMER, LANE & NEWMAN, LLP, Denver, Colorado

Associate, March 2014-June 2015

Associate at high-volume law firm specializing in civil rights and employment discrimination litigation. Represented citizens challenging oppressive and unconstitutional governmental conduct and employees challenging the wrongful conduct of their employers in cases brought under Title VII of the Civil Rights Act, the Americans with Disabilities Act, the Age Discrimination in Employment Act, 42 U.S.C. § 1981, and 42 U.S.C. § 1983. Drafted complaint and settlement statement and participated in settlement negotiations that resulted in the largest settlement paid by the

State of Colorado in a case brought on behalf of the family of a mentally ill prisoner who died in universal restraints at a Colorado prison. Supervised law student interns.

THE LAW OFFICE OF MARK BURTON, P.C., Denver, Colorado

Contract Attorney, October 2013-March 2014

Assisted solo practitioner in drafting complaints and engaging in motions practice in civil rights actions involving police misconduct. Drafted answer and other motions in tort action filed by City and County of Denver against civilian.

CIVIL RIGHTS EDUCATION AND ENFORCEMENT CENTER (CREEC), Denver, Colorado

Contract Attorney, August 2013-November 2013

Assisted CREEC attorneys in discrete project involving investigation of violations of the Americans with Disabilities Act by the City of Denver for possible advocacy and/or litigation.

COLORADO PRISON LAW PROJECT, Denver, Colorado

Co-founder, Director of Litigation, January 2011-July 2013

Co-founded non-profit organization to provide legal representation to prisoners in Colorado. Worked with co-counsel from the private bar in representation of federal and state prisoners in complex federal civil rights cases and appeals challenging unconstitutional conditions of confinement. Coordinated and co-taught November 2012 CLE on prison law. Presented memoranda and case overviews to Litigation Advisory Committee, comprised of local prisoners' advocates and civil rights attorneys, for approval. Supervised volunteer attorneys.

AMERICAN CIVIL LIBERTIES UNION FOUNDATION OF COLORADO, Denver, Colorado

Volunteer Attorney, January 2011-October 2011, October 2009-February 2010

Volunteer Law Clerk, September 2009-October 2009

Assisted ACLU Legal Director in drafting *amicus curiae* brief to the Tenth Circuit Court of Appeals in prisoners' rights case. Drafted advocacy letters to state department of corrections on issues relating to prisoners' conditions of confinement. Participated in negotiations with leaders of Colorado Department of Corrections to successfully amend restraint policy known as "special controls." Drafted various memoranda for ACLU legal staff on discrete issues of law. Interviewed witnesses to obtain declarations in class action challenging local jail's "postcard only" mail policy. Worked with ACLU cooperating attorney in action challenging lack of access to outdoor exercise for Colorado prisoner.

PRISONERS' LEGAL SERVICES OF NEW YORK, Buffalo, New York

Staff Attorney, March 2010-December 2010

Represented prisoners in New York state correctional facilities on issues relating to their conditions of confinement. Drafted administrative appeals of prison disciplinary hearings and represented prisoners in New York state court proceedings challenging administrative decisions. Engaged in informal advocacy on behalf of prisoners to ensure access to medical and mental health care. Moderated Women in Prison panel at PLS' Annual Conference in Saratoga Springs, New York.

CIVIL RIGHTS AND DISABILITY LAW CLINIC, UNIVERSITY OF DENVER STUDENT LAW OFFICE,

Denver, Colorado

Student Attorney, August 2008-May 2009

Represented federal prisoner in complex federal civil rights action. Conducted depositions and drafted discovery requests. Conducted Entry on Land into United States Penitentiary-Administrative Maximum (ADX) in Florence, Colorado. Worked with four expert witnesses. Drafted motion for leave to file second amended complaint and second amended complaint.

COLORADO COALITION FOR THE HOMELESS, Denver, Colorado

Department of Education and Advocacy Intern, January 2008-August 2008

Performed research and drafted issue briefs for the Department of Education and Advocacy. Planned and organized a Homeless Voter Registration Drive during the 2008 Democratic National Convention in Denver.

AMERICORPS NATIONAL DIRECT MEMBER – FLATIRONS HABITAT FOR HUMANITY, Boulder, Colorado
House Leader, September 2005-August 2006

Trained and supervised volunteer groups in the construction of homes for low-income families in Boulder County, Colorado. Participated in Build-a-thon in Dallas, Texas. Attended Habitat for Humanity National Leadership Conference in Charlotte, North Carolina.

AMERICORPS NATIONAL DIRECT MEMBER – HABITAT FOR HUMANITY OF LEE COUNTY, FLORIDA,
North Fort Myers, Florida

Construction Site Supervisor, August 2004-July 2005

Trained and supervised volunteer groups in the construction of homes for low-income families in southwest Florida. Participated in affiliate swap with Habitat for Humanity of Charlotte, North Carolina.

PRESENTATIONS & SPEAKING ENGAGEMENTS

Panelist, “Prisoners’ Rights and Holding Prisons Accountable,” Inaugural Civil Rights Summit: *In Pursuit of a More Perfect Union* (2019)

Moderator, “Abolition of the Current Criminal Justice System,” Inaugural Civil Rights Summit: *In Pursuit of a More Perfect Union* (2019)

Panelist, “Prison Reform,” Louisiana Law Review Symposium: *Criminal Justice Reform: Celebrating the 10th Anniversary of the LSU Law Clinics* (2019)

Moderator, “The First Amendment in Prison,” 2018 Prisoners’ Advocates Conference (2018)

Presenter, “Teaching Social Justice Lawyering: Pedagogical Tools to Sharpen Student Engagement with Marginalized Communities,” AALS Conference on Clinical Education (2017)

Panelist, “Overcoming Barriers to Practicing Civil Rights,” University of Denver Lunch Presentation (2017)

Moderator, “Expanding the Lens on Justice Reinvestment,” *Justice Reinvestment: The Solution to Mass Incarceration?*, Denver Law Review Symposium (2017)

Presenter, *Holding Federal Prison Officials Accountable: The Case for Recognizing a Damages Remedy for Federal Prisons’ Free Exercise Claims*, Work-in-Progress, University of Denver Constitutional Rights & Remedies Summer Scholarship Series (2016)

Panelist, “Overcoming Barriers to Practicing Civil Rights: Why everyone comes to law school wanting to do civil rights and nobody does,” University of Denver Lunch Presentation (2015)

Presenter, Colorado Bar Association Constitution Day Presentation to Denver Public Schools, McAuliffe International School (2014)

Instructor and Organizer, Prison Law CLE (2012)

Moderator, Women in Prison Panel, Prisoners’ Legal Services of New York Annual Statewide Conference (2010)

AWARDS AND HONORS

American Constitution Society, Colorado Lawyer Chapter, Progressive Young Leadership Award (2013)

BAR ADMISSIONS

Admitted in Colorado and New York

Admitted to practice before the United States Courts of Appeals for the Second, Fourth, Seventh, and Tenth Circuits and the United States District Courts for the District of Colorado and Western District of Oklahoma. Currently admitted to practice *pro hac vice* in the United States District Court for the Eastern District of Virginia.

PROFESSIONAL SERVICE

American Civil Liberties Union of Colorado, *Speakers' Bureau Member* (2015)

Association of American Law Schools, Section on Clinical Legal Education, *Member* (2015-present)

Association of American Law School, Section on Clinical Legal Education, Post-Election Working Group, *Steering Committee Member, Trainings Subcommittee Chair* (2016)

Colorado Prison Law Project, *Board of Directors* (2010-2013)

Jimmy and Rosalyn Carter Work Project (sponsored by Habitat for Humanity of Metro Denver and Habitat for Humanity International), *Volunteer Site Host* (2013)

Revision International, *Volunteer* (2012-2015)