

Shari Seidman Diamond

Northwestern University
School of Law
357 East Chicago Ave.
Chicago, Illinois 60611
(312) 503-2040

American Bar Foundation
750 N. Lake Shore Drive
Chicago, Illinois 60611
(312) 988-6600

EDUCATION:

University of Chicago Law School
J.D., June, 1985, *with Honors*
Member of the Illinois Bar, 1985-

Northwestern University
Ph.D., 1972 in Social Psychology
M.A., 1970 in Psychology

University of Michigan
B.A., 1964-68, Psychology/Sociology

PROFESSIONAL CAREER:

Northwestern University School of Law
Howard J. Trienens Professor of Law and Professor of Psychology, 2002-
Stanford Clinton Sr. Research Professor, 2000-01
Professor of Law and Psychology, Fall, 1999-
Visiting Professor of Law and Psychology, Fall, 1998

Harvard University Law School,
Visiting Professor, Fall, 2006

American Bar Foundation
Research Professor, 2008-
Senior Research Fellow, 1987 to 2008

University of Illinois, Chicago
Professor of Psychology and Criminal Justice
Assistant; Associate (with tenure); Full, 1973-1999
Director of NMH Traineeship Program in Crime and Delinquency, 1979-1980

Sidley & Austin,
Associate, 1985-1987 (practice areas: intellectual property, antitrust)

London School of Economics
Academic Visitor, Law Department, January-June, 1981

University of Chicago Law School
Lecturer, 1994, 1995 (Social Science and the Law)
Research Associate, Center for Studies in Criminal Justice, summers, 1974-75
Post-doctoral Research, 1972-1973 (with Hans Zeisel)

Northwestern University
Honorary Fellow, Center for Urban Affairs, 1972-1973
Research Assistant to Thomas D. Cook and Donald T. Campbell, 1967-1972

University of London
Research Associate, 1970 (in socio-linguistics)

FELLOWSHIPS:

Northwestern University Fellowship 1968-1969
NMH Predoctoral Fellowship 1969-1972

PROFESSIONAL SOCIETY MEMBERSHIP:

American Psychology-Law Society:
Co-Chair, Committee on Women, 1994-1996
President, 1987-1988
Board of Trustees, 1975-1979; 1983-1986

American Psychological Association: Fellow (Divisions 9 and 41)
American Psychological Association: Chair, Committee on Legal Issues, 1991-1992

American Psychological Society: Fellow

Law and Society Association: Board of Trustees, 1979-82; 2007-2010

Society for Empirical Legal Studies: Board of Directors, 2008-2010

American Bar Association, Section of Science and Technology, 1992-

EDITORIAL ACTIVITIES:

Associate Editor, *Encyclopedia of Psychology* (Sections on Psychology and Law), A. Kazdin, general editor, published by American Psychological Association and Oxford Press (2000).

Editor, *Law & Society Review*, 1988-1991.

Current Editorial Boards: *J of Empirical Legal Studies*; *Law and Human Behavior*; *Psychology, Law & Crime*; *Psychology, Public Policy, and Law*; *Justice System Journal*; *J. Legal Educ.*

PANEL ACTIVITIES:

National Academy of Sciences, Panel on the Evaluation of Forensic DNA Evidence, 1994-1996, Panel Report: *The Evaluation of Forensic DNA Evidence*, Washington, D.C.: National Academy Press.

National Academy of Sciences, Committee on Research on Law Enforcement and the Administration of Justice, 1984-1989.

National Academy of Sciences, Panel on Sentencing Research, 1981-1983, Panel Report: *Research on Sentencing: The Search for Reform* (2 volumes, published by National Research Council, 1983).

National Science Foundation, Law and Social Sciences Program – review panel, 1976-1979.

AWARDS:

Law and Society Assoc. Harry Kalven, Jr. Award for empirical scholarship that has contributed most effectively to the advancement of research in law and society.	2010
B. Kenneth West University Scholar, University of Illinois	1995-1998
American Psychological Association Award for Distinguished Contributions to Research in Public Policy (Citation: <i>American Psychologist</i> , 1992, Vol. 47, No. 4, pp. 504-506)	1991

GRANTS:

ABF, Condemn-Nation: The Social Psychological Foundations of the Kelo Backlash	2006-2010
Litigation Fund, ABA Section on Litigation: Optimizing the Jury Instruction Process	2009-2010
ABF, Building on the Arizona Filming Project	2004-2010
NSF, The Civil Jury at Work: A Study of Discussions And Deliberations by Real Juries	1999-2003
Pima County Superior Court and State Justice Institute, Juror Discussions During Trial --Aid to Comprehension or Invitation to Premature Judgment?	1998-2000
ABF, Understanding and Controlling Damage Awards: Bifurcation, Ad Damnums and Caps	1996-1998
NSF and ABF Grant to Study Jury Reaction to Verdict Consequences: Blindfolding and Channeling	1990-1995
ABF, Blindfolding the Jury in Antitrust Cases	1988-1990

NSF Grant to Study Models of Decisionmaking Among Lay and Lawyer Judges	1980-1983
ILEC/CCCCJC Contract to design evaluations of 3 ex-offender employment and rehabilitation programs, S. Diamond, Principal Investigator	1977
NIMH, Center for Crime and Delinquency, Post-M.A Training Grant, John Johnstone, Director, S. Diamond and C. Keys, Co-Directors	1976-1981
LEAA Grant to Study Sentence Disparity and its Reduction, S. Diamond & H. Zeisel, Co-Principal Investigators	1974-1976
Spencer Foundation Grant	1972-1974

RESEARCH INTERESTS:

- legal decision making (criminal and civil)
- science and the courts
- regulation of trademarks and advertising
- field research methodology

CURRENT TEACHING:

- scientific evidence
- juries
- intellectual property
- trademark and unfair competition law
- law and psychology

ARTICLES, BOOKS, AND PAPERS:

Diamond, S.S. (in press) Reference Guide on Survey Research. (3rd edition) In *Reference Manual on Scientific Evidence*. Washington, D.C.: Federal Judicial Center/National Academy of Sciences.

Diamond, S.S., L. Bowman, L., M. Wong, & M.M. Patton (2010) Efficiency and Cost: The Impact of Videoconferenced Hearings on Bail Decisions, 100 *J. Crim. L. & Criminol.* 869-902.

Diamond, S.S. & P. Mueller (2010) Empirical Scholarship in Law Reviews, in J. Hagan (ed.) 6 *Annual Review of Law & Social Science* 581-99 (Palo Alto, CA: Annual Reviews).

Rose, M.R., C. Ellison, & S.S. Diamond (2010) Juries and Judges in the Public's Mind: Race, Ethnicity, and Jury Experience, 93 *Judicature* 194-200.

Salerno, J. & S.S. Diamond (2010) The Promise of a Cognitive Perspective on Jury Deliberation, 17 *Psychonomic Bulltn. & Rev.* 174-179.

Stevenson, M.C., B.L. Bottoms, & S.S. Diamond (2010) Jurors' Discussions of a Defendant's History of Child Abuse and Alcohol Abuse in Capital Sentencing Deliberations, 16 *Psych, Pub. Pol'y, & Law* 1-38.

Rose, M.R., S.S. Diamond, & K.M. Butler (2010) Goffman on the Jury: Real Jurors' Attention to the "Offstage" of Trials, 34 *Law and Human Behavior* 310-323.

Diamond, S.S., D. Peery, F.J. Dolan, & E. Dolan (2009) Achieving Diversity on the Jury: Jury Size and the Peremptory Challenge, 6 *J. Empirical Legal Studies* 425-449.

Rose, M.R. & S.S. Diamond (2009) Offstage Behavior: Real Jurors' Scrutiny of Non-testimonial Conduct, 58 *DePaul L. Rev.* 311-342.

Nadler, J. & S.S. Diamond (2008) Eminent Domain and the Psychology of Property Rights: Proposed Use, Subjective Attachment, and Taker Identity, 5 *J. Empirical Legal Studies* 713-749.

Diamond, S.S. & P. Mueller (2008) Jury Decisions Versus Judges' Decisions, in B. Cutler (ed.) *Encyclopedia of Psychology and Law, Vol. I* (Sage) 405-408.

Rose, M.R. & S.S. Diamond (2008) Judging Bias: Juror Confidence and Judicial Rulings on Challenges for Cause, 42 *Law & Society Review* 513-546.

Rose, M.R., C. Ellison, & S.S. Diamond (2008) Preferences for Juries over Judges across Racial and Ethnic Groups, 89 *Social Science Quarterly* 372-391.

Diamond, S.S. (2007-2008) Trademark Dilution: Of Fame, Blurring, and Sealing Wax, with a Touch of Judicial Wisdom, 24 *Santa Clara Computer & High Technology Journal* 521-540.

(included in the 2009 edition of the Intellectual Property Law Review, an anthology of "the best law review articles related to intellectual property law published within the last year")

Nadler, J., S.S. Diamond, & M.M. Patton (2008) Governmental Takings of Private Property: Kelo and the Perfect Storm, in N. Persily, J. Citrin, & P. Egan (eds.) *Public Opinion and Constitutional Controversy* (Oxford U. Press) 287-310

Diamond, S.S. (2008) Verdict in on Jury Deliberations, 12 *The Young Lawyer* 2.

Diamond, S.S. (2007) Juror Response to Scientific and Other Expert Testimony and How Judges can Help, 16 *Journal of Law and Policy* 47-67.

Diamond, S.S. (2007) Psychological Contributions to Evaluating Witness Testimony, in E. Borgida & S. Fiske (eds.) *Beyond Common Sense: Psychological Science in the Courtroom* (Blackwell) 353-365.

Diamond, S.S. (2007) Dispensing with Deception, Curing with Care: A Response to Judge Dann on Nullification, 91 *Judicature* 20-25.

G. Daniel Lassiter, S.S. Diamond, H.C. Schmidt, & J.K. Elek (2007) Evaluating Videotaped Confessions: Expertise Provides No Defense Against the Camera Perspective Effect, 18 *Psych. Science* 224-226.

Diamond, S.S., M.R. Rose, B. Murphy, & S. Smith (2006) Juror Questions During Trial: A Window into Juror Thinking, 59 *Vanderbilt L. Rev.* 1927-1972.

Diamond, S.S. (2006) Beyond Fantasy and Nightmare: A Portrait of the Jury, 54 *Buffalo L. Rev.* 717-763 (recommended reading for 2007 by *The Green Bag*)

Diamond, S.S. (2006) Juror Questions at Trial: In Principle and In Fact, 78 *New York State Bar Assoc. J.* 23.

Diamond, S.S., M.R. Rose, & B. Murphy (2006) The Costs and Benefits – But Mostly Benefits – of Unanimity, 2006 (fall) *California Courts Review* 10.

Diamond, S.S., M.R. Rose, & B. Murphy (2006) Revisiting the Unanimity Requirement: The Behavior of the Non-Unanimous Civil Jury, 100 *Northwestern U. Law Rev.* 201-230.

Diamond, S.S. (2006) When Ethics and Empirics are Entwined, in J. Kleinig & J. Levine (eds.) *Jury Ethics* (pp. 119-130) (Herndon, VA: Paradigm).

Diamond, S.S. & M.R. Rose (2005) Real Juries, in J. Hagan (ed.) 1 *Annual Review of Law & Social Science* 255-284 (Palo Alto, CA: Annual Reviews).

Diamond, S.S. & J. Bina (2004) Puzzles about Supply Side Explanations for Vanishing Trials: A New Look at Fundamentals 1 *J. Empirical Legal Studies* 637-658.

Diamond, S.S., M.R. Rose, & B. Murphy (2004) Jurors' Unanswered Questions 41 *Court Review* 20-29.

Diamond, S.S. (2004) Competence of Jurors and Jury Reform, *Symposium on the Role of Non-Legal Professionals and Citizens in the Modern Judiciary*, Kyoto University, 109-126.

Diamond, S.S., N. Vidmar, M. Rose, L. Ellis & B. Murphy (2003) Inside the Jury Room: Evaluating Juror Discussions During Trial, 87 *Judicature* 54-58.

Diamond, S.S. (2003) Psychological Aspects of Dispute Resolution: Issues for International Arbitration, in A. J. van den Berg (ed.) in *International Commercial Arbitration: Important Contemporary Questions* (The Hague: Kuwer) 327-342.
(edited version published with permission in *Legal Week*, 6/2/2002 (London, England))

Diamond, S.S. (2003) Truth, Justice, and the Jury, 26 *Harv. J. of Law & Public Policy* 143-155.

Ellis, L. and S.S. Diamond (2003) Race, Diversity and Jury Composition: Battering and Bolstering Legitimacy, 78 *Chicago-Kent L. Rev* 1033-1058.

Diamond, S.S., N. Vidmar, M. Rose, L. Ellis & B. Murphy (2003) Jury Discussions During Civil Trials: Studying an Arizona Innovation, 45 *U. of Arizona Law Rev.* 1-81.

Diamond, S.S. (2002) Empirical Marine Life in Legal Waters: Clams, Dolphins, and Plankton, 2002 *U. of Illinois Law Review* 803-818.

Sanders, J., S.S. Diamond, and N. Vidmar (2002) Legal Perceptions of Science and Expert Knowledge, 8 *Psychology, Public Policy, & Law* 139-153.

Diamond, S.S. (2002) Convergence and Complementarity Between Professional Judges and Lay Adjudicators, in P. Van Koppen and S. Penrod (eds.) *Adversarial versus Inquisitorial Justice: Psychological Perspectives on Criminal Justice Systems*. (New York, NY: Plenum) 321-332.

Diamond, S.S. (2002) Comment on the Age Discrimination Example (Examining Alternatives as a Way to Facilitate Understanding), 42 *Jurimetrics J.* 315-320.

Diamond, S.S. and N. Vidmar (2001) Jury Room Ruminations on Forbidden Topics, 87 *Virginia Law Review* 1857-1915.

Diamond, S.S. Legal Applications of Survey (2002, 2nd edition) In D. Faigman, et al. (eds.) *Modern Scientific Evidence* St. Paul, MI: West) 286-330.

Vidmar, N. S.S. Diamond (2001) Juries and Expert Evidence, *Brooklyn Law Review* 1121-1180.

Diamond, S.S. (2001) Juries, in N.J. Smelser and P.B. Baltes (eds.), *International Encyclopedia of the Social & Behavioral Sciences* (New York, NY Elsevier), 8031-8037.

Diamond, S.S. and A. Koppelman (2001) Measured Endorsement, 60 *U. of Maryland Law Review* 713-760.

Diamond, S.S. (2001) Jury: Behavioral Aspects, in J. Dressler (ed.) *Encyclopedia of Crime and Justice* (Second Ed.) Vol. 2. (New York, NY: Macmillan), 865-870

Diamond, S.S. Legal Applications of Survey Research. (2000 Supplement) In D. Faigman et al. (eds.) *Modern Scientific Evidence* (St. Paul, MI.: West), 37-48.

Stoffelmayr, E. and S.S. Diamond (2000). The Conflict Between Precision and Flexibility in Explaining 'Beyond a Reasonable Doubt.' 6 *Psychology, Public Policy and Law* 769-787.

Diamond, S.S. and L. Ellis. (2000) Jury Selection, In N. Rafter (ed.) *Encyclopedia of Women and Crim.*, Phoenix, AZ.: Oryx, 120-121.

Diamond, S.S., and J. Schklar. (2000) Expert Testimony. In Kazdin, A. (ed.) *Encyclopedia of Psychology*, Vol. 3 (American Psychological Assoc./Oxford University Press), 301-303.

Diamond, S.S. (2000) Reference Guide on Survey Research. (2nd edition) *In Reference Manual on Scientific Evidence*. Washington, D.C.: Federal Judicial Center, 229-276.

Schklar, J. and S.S. Diamond. (1999) Juror Reactions to DNA Evidence: Errors and Expectancies. 23 *Law and Human Behavior* 159-184.

Diamond, S.S., M.J. Saks, and S. Landsman. Juror Judgments About Liability and Damages: Sources of Variability and Ways to Increase Consistency. 48 *DePaul Law Review* 301-325 (1998 Clifford Symposium issue on the civil jury).

Diamond, S.S. and J. Schklar. (1998) The Jury: How Does Law Matter? In Garth, B. & Sarat, A. (eds.) *How Does Law Matter?* Evanston: Northwestern U. Press, 191-226.

Landsman, S., S.S. Diamond, L. Dimitropoulos, and M.J. Saks. (1998) Be Careful What You Wish For: The Paradoxical Effects of Bifurcating Claims for Punitive Damages. 1998 *U. of Wisconsin Law Review* 297-342.

Diamond, S.S. L. Ellis, and E. Schmidt (1997) Realistic Responses to the Limitations of Batson. 7 *Cornell Journal of Law and Public Policy* 77-95.

- Diamond, S.S. (1997) Illuminations and Shadows From Jury Simulations. 27 *Law and Human Behavior* 561-571.
- Diamond, S.S. (1997) Legal Applications of Survey Research. In Faigman, Kaye, Saks, & Sanders (eds.) *Modern Scientific Evidence: The Law and Science of Expert Testimony* (St. Paul, MI: West).
- Diamond, S.S., J.D. Casper, C.L. Heiert, and A. Marshall (1996) Juror Reactions to Attorneys at Trial. 87 *J. of Criminal Law and Criminology* 17-47.
- Diamond, S.S. (1996) Comments on Random Sampling for the Forensic Study of Controlled Substances (Hedayat, Izenman, & Zhang), *Proceedings of the American Statistical Association* 22-23.
- Diamond, S.S. and J.N. Levi. (1996) Improving Decisions on Death by Revising and Testing Jury Instructions. 79. *Judicature* 224-232.
- Diamond, S.S. (1995) The Challenges of Socio-Legal Research on Decision Making: Psychological Successes and Failures. 22 *J. of Law and Society* 78-84.
- Diamond, S.S. (1994) Reference Guide on Survey Research, In *Reference Manual on Scientific Evidence*. Washington, D.C.: Federal Judicial Center, pp. 221-271.
- Diamond, S.S. and J.D. Casper. (1994) Empirical Evidence on the Death Penalty: Past and Future. 50 *Journal of Social Issues* 177-197.
- Diamond, S.S. and L. Dimitropoulos. (1994) Deception and Puffery in Advertising. American Bar Foundation Working Paper #9105.
- Diamond, S.S. (1993) What Jurors Think: Expectations and Reactions of Citizens Who Serve as Jurors. In R. Litan (Ed.) *Verdict: Assessing the Civil Jury*. Washington, D.C.: Brookings Institution, pp. 282-305.
- Diamond, S.S. (1993) Instructing on Death: Psychologists, Jurors, and Judges. 43 *American Psychologist* 423-434.
- Diamond, S.S. and Casper, J.D. (1992) Blindfolding the Jury to Verdict Consequences: Damages, Experts, and the Civil Jury. 26 *Law & Society Review* 513-563.
- Diamond, S.S. (1992) The Assessment of Sentencing Choices through Triangulation: A Response to Walker. 17 *Law & Social Inquiry* 115-122.
- Menkel-Meadow, C. and Diamond, S.S. (1991) The Content, Method, and Epistemology of Gender in Sociological Studies. 25 *Law & Society Review* 221-238.
- Diamond, S.S. (1991) Foreword. In D. Kagehiro and W. Laufer (eds.) *Handbook of Psychology and Law*, New York: Springer-Verlag, pp. v-ix.
- Diamond, S.S. (1991) Panel Three: The Role of Juries and the Modern Judicial System. 40 *The American University Law Review* 597.
- Diamond, S.S. (1990) Revising Images of Public Punitiveness: Sentencing by Lay and Professional English Magistrates. 15 *Law & Social Inquiry* 191-221.

- Stalans, L.J. and S.S. Diamond. (1990) Formation and Change in Lay Evaluations of Judicial Leniency: Misperception and Discontent. 14 *Law and Human Behavior* 199-214.
- Diamond, S.S. (1990) Scientific Jury Selection: What Social Scientists Know and Don't Know. 73 *Judicature* 178-183.
- Diamond, S.S., J.D. Casper, and L. Ostergren. (1989) Blindfolding the Jury. 52 *Law & Contemporary Problems* 247-267.
- Diamond, S.S. (1989) Using Psychology to Control Law: From Deceptive Advertising to Criminal Sentencing. 13 *Law and Human Behavior* 239-252.
- Diamond, S.S. (1989) Disciplinary Boundaries in Sentencing Research: A Review of a Social Context of Criminal Sentencing. 34 *Contemporary Psychology* 491-492.
- Diamond, S.S. and L.J. Stalans. (1989) The Myth of Judicial Leniency in Sentencing. 7 *Behavioral Sciences and the Law* 73-89.
- Diamond, S.S. (1986) Methods for the Empirical Study of law. In L. Lipson and S. Wheeler (Eds.) *Law and the Social Sciences*, (Russell Sage), pp. 637-696.
- Diamond, S.S. (1986). Psychology Goes to Court: A Review of Social Science in Law. 31 *Contemporary Psychology* 685-686.
- Diamond, S.S. and Zeisel, H. (1983). Jury Behavior. *Encyclopedia of Crime and Justice*, (MacMillan). Pp. 927-932.
- Diamond, S.S. (1983) Order in the Court: Consistency in Criminal Court Decisions. *The Master Lecture Series, Vol. II: Psychology and the Law*. In C.T. Scheirer & B.L. Hammonds, (Eds.), (American Psychological Association), pp. 123-146.
- Diamond, S.S. (1982). Growth and Maturation in Psychology and Law. 17 *Law & Society Review* 1-10.
- Diamond, S.S. (1981). The Effects of Legal Change and their Detection: Some Recurring Obstacles. In L. Bickman (Ed.) *Applied Social Psychology Annual 2*, (Sage), pp. 139-164.
- Diamond, S.S. and C.J. Herhold. (1981). Understating Criminal Sentencing: Views from Law and Social Psychology. In G.M. Stephenson and J. H. Davis (Eds.), *Progress in Applied Social Psychology*, (John Wiley), pp. 67-102.
- Diamond, S.S. (1981). Exploring Patterns in Sentence Disparity. In B. Sales (Ed.), *Perspectives in Law and Psychology: The Trial Process*, (Plenum), pp. 387-411.
- Diamond, S.S. (1980). Reactions to Quantitative Methods for Judging the Comparative Excessiveness of Death Sentences. In M.J. Saks and C.H. Baron (Eds.), *The Use/Misuse/Nonuse of Applied Social Research in the Courts*, (ABT Books).
- Weiten, W. and Diamond, S.S. (1979). A Critical Review of the Jury Simulation Paradigm: The Case of Defendant Characteristics. 3 *Law and Human Behavior* 71-93.

Diamond, S.S. (1979). Simulation: Does the Microscope Lens Distort? 3 *Law and Human Behavior* 1-4.

Diamond, S.S. and H. Zeisel. (1978). Review of Procedure Justice by John Thibaut and Laurens Walker. 6 *Duke Law Journal* 1289-1296.

Diamond, S.S. and D. Morton. (1978). Empirical Landmarks in Social Psychology. 4 *Personality and Social Psychology Bulletin* 217-221.

Zeisel, H. and S.S. Diamond. (1978). The Effect of Peremptory Challenges on Jury and Verdict. 30 *Stanford Law Review* 491-531.

Zeisel, H. and S.S. Diamond. (1977). Search for Sentencing Equity: Sentence Review in Massachusetts and Connecticut. 4 *American Bar Foundation Research Journal* 883-940.

Diamond, S.S., N. Clark and S. Balkin. (1977). Evaluation Designs for Two Community Rehabilitation Programs. Final Report to the Chicago Cook County Criminal Justice Commission and Illinois Law Enforcement Commission, August, 165 pages.

Mark, M., T.D. Cook and S.S. Diamond. (1976). Fourteen Years of Social Psychology: A Growing Commitment to Field Experimentation. 2 *Personality and Social Psychology Bulletin* 154-157.

Zeisel, H. and S.S. Diamond. (1976). The Jury Selection in the Mitchell-Stans Conspiracy Trial. 1 *American Bar Foundation Research Journal* 151-173.

Diamond, S.S. and H. Zeisel. (1975). Sentencing Councils: A Study of Sentence Disparity and its Reduction. 43 *University of Chicago Law Review* 109-149.

Diamond, S.S. and H. Zeisel. (1974). A Courtroom Experiment on Juror Selection and Decision-Making. 1 *Personality and Social Psychology Bulletin* 276-277.

Diamond, S.S. (1974). Hawthorne Effects: Another Look. Final Report to the Spencer Foundation. February.

Zeisel, H. and S.S. Diamond. (1974). "Convincing Empirical Evidence." 41 *University of Chicago Law Review* 281-295. (cited by U.S. Supreme Court in *Ballew v. Georgia* 435 U.S. 233 [1978])

Diamond, S.S. (1974). A Jury Experiment Reanalyzed. 7 *University of Michigan Journal of Law Reform* 520-532. (cited by U.S. Supreme Court in *Ballew v. Georgia* 435 U.S. 223 [1978])

EDITED SPECIAL ISSUES:

Special Issue of *Law and Human Behavior*, 1979, Vol. 3, No. 1-2 (on Simulation Research on Law).

Special Issue of *Law & Society Review*, 1982, Vol. 17, No. 1 (on Psychology and Law).

INVITED LECTURES AND PRESENTATIONS (Selected)

Diamond, S.S. (co-authors B. Murphy and M.R. Rose) The “Kettleful of Law” in Real Jury Deliberations: Successes and Failures U. of California, Berkeley, Nov. 2010, Boalt Law School, Center for the Study of Law and Society Conference on Empirical Legal Studies, Nov. 2010, Yale Law School

Diamond, S.S. (co-authors M.R. Rose, B. Murphy, & J. Meixner) Anchors and Set Asides on Real Juries, Judgment by the Numbers Workshop, Oct. 2010, Cornell U.

Diamond, S.S. Trademark Surveys (presenter), U. of Southern California Intellectual Property Institute, March, 2010 (Los Angeles, CA)

Diamond, S.S. Insights into Jury Deliberations, South Carolina American Board of Trial Attorneys, Masters in Trial Conference, Feb., 2010 (Columbia, SC)

Diamond, S.S. What We Say, What They Hear: What Every Chief Justice Should Know about Pattern Jury Instructions (presenter), Conference of Chief Justices, Feb., 2010 (St. Thomas, VI)

Diamond, S.S. Conducting a Fair and Efficient Trial (panel chair & presenter), 11th Circuit Judicial Workshop, Nov., 2009 (Ponte Vedra, FL)

Diamond, S.S. Do Juries Apply the Law? Yes and No, William H. Pedrick Speaker on Social Science & Legal Policy, Arizona State School of Law, March, 2009 (Tempe, AZ)

Diamond, S.S., keynote speaker, *The Psychology of Juries: Does Gender Matter?* St. Louis University School of Law, First 100 Years of Women Celebration, Oct., 2008 (St. Louis, MO)

Diamond, S.S. How Juries Decide, 8th Circuit Judicial Conference, August, 2008 (Chicago, IL)

Diamond, S.S. Inside the Jury Room, New York State 2008 Judicial Seminars, July, 2008 (Rye Brook, NY)

Diamond, S.S. How Juries Decide: System Challenges for Legal Guidance, AALS Evidence Workshop, June, 2008 (Cleveland, OH.)

Diamond, S.S., D. Peery, Hon. F. Dolan, & E. Dolan. The Effects of Voir Dire and Jury Size on the Composition of the Jury, June, 2008 (Montreal, Quebec)

Diamond, S.S. Jury Consultants as Statespersons: Doing Well by Doing Good, June, 2008 (Chicago, IL.)

Diamond, S.S. Embedded Experts on Real Juries, Boston U. Faculty Workshop, Feb., 2008 (Boston, MA.)

Diamond, S.S. How Juries Decide Cases, ABA Young Lawyers, Feb., 2008 (Los Angeles, CA.)

Diamond, S.S. Juries: In the Courtroom and During Deliberations, American College of Trial Attorneys, Nov., 2007 (Denver, CO.)

Nadler, J. & S.S. Diamond, *Eminent Domain and the Psychology of Property Rights*, Nov., 2007 (NY, NY.).

Diamond, S.S. *Expansion and Contraction with the TDRA?* Santa Clara Law School, Oct., 2007 (Santa Clara, CA.)

Diamond, S.S. *The State of the Art of Survey Evidence* (presenter), International Trademark Assoc. 2007 (Chicago, IL.)

Diamond, S.S. *Jury Reaction to Experts in the Courtroom: Who Do You Trust?* Midwest American Academy of Psychiatry and the Law, April, 2007 (Chicago, IL.)

Diamond, S.S. *Science for Judges IX: Research on Juries*, Brooklyn Law School, April, 2007 (NY, NY).

Diamond, S.S. (The Fellows Research Seminar) *How Civil Juries Really Decide Cases: Lesson from an empirical study of actual jury deliberations*, ABA Midyear Meeting, Feb., 2007 (Miami, FL.).

Diamond, S.S. *Embedded Experts on the Jury*, Faculty Workshop, Villanova law School (Feb., 2007 (Philadelphia, PA)

Diamond, S.S. *Jury Reform*, 9th Circuit Judicial Conference, July, 2006 (moderator/presenter) (Huntington Beach, Ca.)

Diamond, S.S., M.R. Rose, A. Krebel, & B. Murphy. *Presiding Jurors: Selection and Performance*, Law & Society Assoc., July, 2006 (Baltimore, Maryland)

Rose, M.R., S.S. Diamond, & B. Murphy, *Participation in Jury Deliberations*, Law & Society Assoc., July, 2006 (Baltimore, Maryland)

Diamond, S.S. *Lessons on Lineups: What Attorneys (and Psychologists) Need to Know*, AALS Workshop on Criminal Law and Procedure, June, 2006 (Vancouver, BC)

Diamond, S.S. *Juror Questions in the 7th Circuit American Jury Project*, 7th Circuit Bar Assoc. and Judicial Conference of the 7th Circuit, May, 2006 (Chicago, IL)

Diamond, S.S. *The Lure and Limits of Experimental Studies on the Law*, American Assoc. of Law Schools, Jan., 2006 (Washington, DC)

Diamond, S.S. *Jury Innovations: Lessons from Arizona*,
National Association of Women Judges, October, 2005 (Houston)
Arizona CLE-by the Sea, July, 2005 (San Diego)

Rose, M.R., S.S. Diamond, & M.A. Musick, *Who Gets to be a Juror? An Analysis of Prevalence in the Multi- Stage Process of Jury Selection*, Empirical Legal Studies Conference, Cornell U. Law School, October, 2005 (Ithaca, NY)

Diamond, S.S. & M.R. Rose, *The Unanimity Rule in Jury Trials*
American Assoc. of Law Schools, Jan., 2006 (Washington, DC)
Law & Society Assoc, May, 2005 (Las Vegas)
Loyola U. Law School, March 2005 (Chicago, IL)

Diamond, S.S. Juror Questions: Answers from the Arizona Filming Project, U. of Denver Law School, October, 2004 (Denver, CO)

Diamond, S.S. DNA in the Legal System, Gene(sis) Symposium, Mary & Leigh Block Museum of Art, October, 2004 (Evanston, IL)

Diamond, S.S. What Studies of Jury Deliberations Tell Us, Northwestern U. School of Law, July, 2004 (Chicago, IL)

Diamond, S.S. Jury Perceptions of Experts and Expert Testimony, Science in the Courtroom for the 21st Century, DePaul University, May 2004 (Chicago, IL.).

Diamond, S.S. Crossing Boundaries: Interdisciplinary Work in Law Schools, U. of Puerto Rico Law School 90th Anniversary Lecture, March, 2004 (San Juan, PR)

Diamond, S.S. Competence of Jurors and Jury Reform, Kyoto University, January, 2004 (Kyoto, Japan)

Diamond, S.S. & J. Bina, Supply Side Explanation for Vanishing Trials, Symposium on the Vanishing Trial, ABA Section on Litigation, December, 2003 (San Francisco, CA)

Diamond, S.S. (1) The 21st Century Jury: Change and Innovation, (2) Jury Instructions: Do They Matter? Illinois Advanced Judicial Academy, June, 2003 (Champaign, IL)

Diamond, S.S. Screening Proprietary Drug Names for Similarities: Research Design and Questionnaire Structure, FDA-Pharma Workshop, June, 2003 (Washington, DC)

Diamond, S.S. The Interface of Survey Research and the Legal System, American Association of Public Opinion Researchers, May, 2003 (Nashville, TN.)

Diamond, S.S. Studying Real Juries: The Case of Experts, Georgetown University Law Center, April, 2003 (Washington, DC)

Diamond, S.S. Analyzing Actual Jury Deliberations: Expert Witnesses and Juror Experts, U. of Virginia Law School, March, 2003 (Charlottesville, VA)

Diamond, S.S. et al. Jury Innovations and Insights, Third Circuit Judicial Conference, November, 2002 (St. Thomas, VI)

Diamond, S.S., et al. Jury Talk About Experts During Jury Deliberations, National Conference on Science and Law, National Institute of Justice, October, 2002 (Miami, FL)

Diamond, S.S. The Psychology of Dispute Resolution, Invited Plenary Address, International Commercial Arbitration Association, May, 2002 (London, England)

Diamond, S.S. Consumer Surveys: Is There an Unbiased Survey? (panel member), Lexis/Nexis Advanced Trademark Strategies, April, 2002 (Chicago, IL)

Diamond, S.S. Deliberations and Verdicts, In. S.S. Diamond & N. Vidmar (co-chairs): The Impact of Juror Discussion During Trial: The Arizona Jury Project, March 2002 (Austin, TX)

Diamond, S.S. Juries and the Adversary System (panel member), Law and Truth, Federalist Society Symposium, March 2002 (New Haven, CN)

Diamond, S.S. Regarding Juries, Invited Address, U. of Michigan Institute for Social Research Psychology and Law Lecture, November, 2001 (Ann Arbor, MI).

Diamond, S.S. Understanding Juries: Myths and Realities, Invited Address, Claremont McKenna Atheneum Lecture Series, November, 2001 (Claremont, CA)

Diamond, S.S. Listening to the Jury: An Experiment in Tucson, Institute for Policy Research, Northwestern U., October, 2001 (Chicago, IL)

Diamond, S.S. Rules of Evidence and Jury Control: Does 'Blindfolding' Work? ABF Fellows Lecture, June, 2001 (Chicago, IL).

Diamond, S.S. The Jury: Myth and Reality, Wiesinger Lecture, University of Illinois at Chicago, April, 2001 (Chicago, IL)

Diamond, S.S. How Juries React to Scientific Evidence, Sam Sheppard Conference, Cleveland-Marshall School of Law, April, 2001 (Cleveland, OH)

Diamond, S.S. Understanding the Science of Survey Research, New Directions in Expert Testimony: Scientific, Technical, and Other Specialized of Evidence, ALI-ABA, May, 2000 (Boston); April, 2001 (San Francisco).

Diamond, S.S. Empirical Fish in Legal Waters: Sharks, Dolphins & Plankton, University of Illinois College of Law Symposium, *Empirical and Experimental Studies of Law*, April, 2000 (Urbana-Champaign, IL).

Diamond, S.S. What Jurors Say, Fellows of the American Bar Foundation Annual Meeting, February, 2000 (Dallas, TX)

Diamond, S.S. Expanding Horizons in Psychology and Law, Invited Plenary, First Joint Meeting of the American Psychology-Law Society and the European Association of Psychology & Law, July, 1999 (Trinity College, Dublin, Ireland)

Diamond, S.S. The Impact of Lay Participation on the Judge in the Criminal Trial, Conference of Lay Participation in the Criminal Trial in the 21st Century, ISISC, May, 1999 (Siracusa, Italy).

Diamond, S.S. Anticipating Juror Errors in Response Quantitative Evidence, National Conference on Science and the Law, sponsored by the National Institute of Justice and others, April, 1999 (San Diego, CA.)

Diamond, S.S. Influencing Juror Damage Awards, Social Psychologists of Chicago Annual Meeting, March, 1999 (Chicago, IL.).

Diamond, S.S. Juries, Markey-Wigmore Inn of Court, February, 1999 (Chicago, IL).

Diamond, S.S. Predicting Juror Damage Awards, Clifford Symposium on the Civil Jury, DePaul University, April, 1998 (Chicago, IL.).

Diamond, S.S., J. Schklar, T. Harris, T. Lavery, X. Mei, & N. Schnopp-Wyatt. Judicial Reactions to Expert Testimony. American Psychology-Law Society, March, 1998 (Redondo Beach, CA.).

Schmidt, E. & S.S. Diamond. Controlling the Jury by Structuring the Jury's Task. American Psychology-Law Society, March, 1998 (Redondo Beach, CA.).

Ellis, L. & S.S. Diamond. Laypersons' Perceptions of Verdicts Rendered by Racially Homogeneous or Heterogeneous Juries. American Psychology-Law Society, March, 1998 (Redondo Beach, CA.).

Diamond, S.S. How Juries Do What They Do: Do We Really Want to Know? First Circuit Judicial Conference, (Panel Member), September, 1997.

Diamond, S.S. The Influence of Experts. Northwestern University Law School, August, 1997.

Diamond, S.S. Cornell U. Law School, March, 1997 (symposium on juries).

Diamond, S.S., Harris, T.E., Lavery, T.A., McKinney, L.C., Schklar, J., Schnopp-Wyatt, N. & Xiao, M. The Experiences of Scientific Experts in the Legal System. In S.S. Diamond & J. Schklar (Chairs), Symposium on Decisions about scientific evidence: Forensic scientists, expert witness, and laypersons, American Psychological Association, August, 1997.

Diamond, S.S., Schklar, J., & Casper, J.D. Sources of Error and Opportunities for Correction in Responses to Scientific Evidence. In S.S. Diamond & J. Schklar (Chairs), Symposium on Decisions about scientific evidence: Forensic scientists, expert witness, and laypersons, American Psychological Association, August, 1997.

Diamond, S.S. Evaluating Expert Evidence: A Test of Jurors, Experts, and the Legal System, Georgetown U. Law School, November, 1996.

Diamond, S.S. Measuring the Effects on Juries of Punitive Damage Reforms, Conference on the Future of Punitive Damages, Institute for Legal Studies, U. of Wisconsin Law School, October 1996.

Diamond, S.S. Roundtable on the use of surveys in courts (Chairperson), American Statistical Association, August, 1996 (Chicago).

Diamond, S.S., J.D. Casper, A-M. Marshall, & J. Schklar. Deliberative Processes and Democratic Decisionmaking: Listening to the Jury. Law & Society Assoc., July, 1996 (Glasgow).

Diamond, S.S. (with L. Dimitropoulos, S. Landsman, & M. Saks). The Paradoxical Effects of Bifurcating Punitive Damages. American Psychology-Law Society, March, 1996 (Hilton Head, N.C.).

Diamond, S.S. The Conflict Between Evidence and Values in Legal Decisions. Intra-American Congress of Psychology, July, 1995 (San Juan, P.R.).

Diamond, S.S. (with J. Casper). The Clash Between Evidence and Laypersons' Values. Law & Society Assoc., June 1995 (Toronto).

Diamond, S.S. Modifying Juror Understanding in Death Penalty Decisions, Am. Assoc. of Law Schools, January, 1995 (New Orleans).

Diamond, S.S. Judges and Legal Decisionmaking, U of La Laguna, December, 1994 (Tenerife, Canary Islands).

Diamond, S.S., Casper, J.D., and Heiert, C. Reactions to Attorneys at Trial, Law & Society Association, June, 1994 (Phoenix).

Diamond, S.S. Three Tales of Research Revelation, DePaul U. Law School, April, 1994 (Chicago).
Diamond, S.S. and Casper, J.D. Listening to Jurors, American Psychology-Law Society Meetings, March, 1994 (Santa Fe).

Diamond, S.S. Scientists and Charlatans: Juror Responses to Expert Witness, U. of Chicago Law School, February, 1994 (Chicago).

Diamond, S.S. The Challenges of Sociolegal Research, Oxford University Celebration of 21 Years of Research at the Centre for Socio-Legal Studies, December, 1993 (Oxford).

Diamond, S.S. Deadly Costs of Jury Sentencing, U. of Toronto, November, 1993 (Toronto).

Casper, J.D. and Diamond, S.S. Estimating Damages and Predicting Violence: The Influence of Experts in the Courtroom, Law & Society Association, May, 1993 (Chicago) and Centre for Urban Affairs, Northwestern U., April, 1993 (Chicago).

Diamond, S.S. Instructions on Death: Psychologists, Jurors, and Judges, American Psychological Association, August, 1992 (Washington, D.C.).

Diamond, S.S. Failure of Frame: Public Opinion Polls and the Thomas Confirmation, Law and Society Association, May, 1992 (Philadelphia).

Diamond, S.S. Transforming Citizens into Jurors, Midwest Psychological Association, May, 1992 (Chicago).

Diamond, S.S. and J.D. Casper. Blindfolding the Jury to Verdict Consequences: Damages, Experts, and the Civil Jury, Law and Society Association, June, 1991 (Amsterdam).

Diamond, S.S. Use of Psychology in Trial Advocacy. Northwestern Law School Trial Advocacy Conference, October, 1990 (Chicago).

Diamond, S.S. Measuring Deceptive Advertising, U. of Iowa Law School, April, 1989 (Iowa City).

Diamond, S.S. Recognizing and Regulating Deceptive Advertising, Federal Judicial Center, March, 1989 (Washington, DC).

Stalans, L.J. and S.S. Diamond. Biased Recall Effects in Lay Perceptions of Judicial Leniency in Sentencing, American Society of Criminology, November, 1988 (Chicago).

Diamond, S.S. Decisions about Deceptive Advertising, Law and Society Association, June, 1987 (Washington, D.C.).

Diamond, S.S. and J. Alfini. The Jury, Conversations from Wingspread (John Calloway, Interviewer), August, 1984 (Racine, Wisconsin).

American Marketing Association, Chicago, 1987 (Advertising Litigation Developments).
Conference on Discretion in Legal Contexts, directed by Oxford Centre for Socio-legal Studies, London, 1987 (Legal Decisionmaking: A Perspective from Psychology).

John Jay School of Criminal Justice, New York, May, 1986 (Experiments with Judges).

Seminar Series for Illinois Judges on Sentencing Choices (faculty member-lecturer) March, 1984 (Decatur, IL); May, 1984 (Rockford, IL); November, 1984 (Springfield, IL).

American Psychological Association, Washington, D.C., 1982 (Master Lecture: Order in the Court).

American Psychology-Law Society, Boston, 1981 (Lawyers and Laymen as Judicial Decisionmakers)

British Society of Criminology, London, England (The Problem of Predictability in Criminal Adjudication).

Cambridge University Institute of Criminology, England, 1981 (Producing a Jury: Representativeness, Bias, and Capacity).

Loyola Symposium on Social Problems: Law and Justice, Chicago, 1979 (The Effects of Legal Change and their Detection: Some Recurring Obstacles).

LEAA Conference on Juror Utilization, Alexandria, Virginia, 1978 (Jury Research).

Defense of Prisoners Committee of the Chicago Bar Association, 1976 (Reducing Sentence Disparity).

Conference of Illinois Public Defenders, Zion, Illinois, 1976; Champaign, Illinois, 1979 (Jury Selection and Behavior).

Conference on Jury Selection and Management at the Indiana Judicial Center, Indiana Judicial Center, Indianapolis, 1976 (The Six-Member Jury).

Illinois Bar Association Convention, Chicago, 1975 (jury size).

CONSULTING FOR GOVERNMENTAL AND PUBLIC INTEREST GROUPS (Selected):

Committee Member, Seventh Circuit, Pattern Criminal Jury Instructions Committee, 2008-

Executive Committee, Seventh Circuit American Jury Project Commission, 2005-2008 (Final Report available at <http://www.7thcircuitbar.org/associations/1507/files/7th%20Circuit%20American%20Jury%20Project%20Final%20Report.pdf>)

Member, AAAS/ABA National Conference of Lawyer and Scientists (NCLS), 2005-2009 (co-chair For AAAS: 2007-2009)

Member, American Jury Project, 2004-2005 (task: writing set of proposed ABA Principles for Juries and Jury Trials; Principles were adopted 2/14/05)

Chairperson, Program Review Committee, Master's in Judicial Studies program for sitting judges, U. of Nevada, 2004.

Advisory Committee Member, National Science Foundation, Advisory Committee for Social, Behavioral, & Economic Sciences, 2002-2007

Faculty Member, Course for Judges on Judging Science, Duke Law School, 1994, 1995, 1996, 1997, 1998, 2000, 2001, 2002

Advisory Committee Member, AJS Jury Center, American Judicature Society, 2001-

Speaker, Juries and Complex Expert Testimony, National Conference on DNA for Public Defenders, May, 2001 (Chicago)

Consultant, Jury Summit 2001, New York State Unified Court System and National Center for State Courts, 2001

Grants Sub-committee Member, Law School Admissions Council, 2000-2004

Advisory Committee Member, Jury Deliberations, American Judicature Society, 1998-1999.

Advisory Committee Member, Permitting Jurors to Discuss Evidence During Trials, National Center for State Courts, 1996-1999.

Advisory Council Member, Juror Stress, National Center for State Courts, 1995-1998.

Advisory Committee Member, Innovations in Jury Procedures, National Center for State Courts, 1995-1997.

Consultant, Third Circuit Task Force on Equal Treatment in the Courts, 1995.

Lecturer, Federal District Court Judges' Conference, Boston, 1995 (Surveys).

Faculty Member, Washington State Judicial Conference, 1994 (Jury Instructions).

Panel Member, Council for Court Excellence, 10th Anniversary, 1992.

Panel Member, Seventh Circuit Judicial Conference, 1990.

Research Advisory Panel Member, U.S. Sentencing Commission, 1987-1991.

Consultant for Illinois Judiciary, 1987 (designed survey Illinois judge on jury selection procedures).

Panel Member for review of Law and Social Sciences Program of National Science Foundation, 1985.

National Research Council, Planning meeting on Validity of Field Polygraph Research, FBI Academy, (Quantico, VA, 1984).

UNIVERSITY SERVICE (Selected)

Chairperson (2010); Member (2009), Honorary Degrees Committee, Northwestern U., 2009-
Chairperson (2011); Member (2010), Dean's Search Committee, Northwestern U., 2010-
Co-chairperson, Appointments Committee, ABF, 2010-
Member, President's Strategic Plan Committee, Northwestern U., 2010
Faculty Director, JD/PhD Program, Northwestern U. School of Law, 2008-
Director, Search Committee, American Bar Foundation, 2003-2004
Chairperson, Research Committee, American Bar Foundation, 2002-2003; 2004-2005
Member, Policy Committee, American Bar Foundation, 2002-2003; 2009-2010
Member, Promotions & Tenure Committee, Northwestern U. Law School, 2001-2005
Member, Appointments Committee, Northwestern U. Law School, 1999-2005; 2009-2010
(note: the P&T and Lateral Appointments Committees merged 2001)
Member, Faculty Advisory Committee, Northwestern U. Law School, 1999-2001
Chairperson, Steering Committee for Psychology and Law, UIC, 1996-1999.
Chairperson, Social Psychology Division, UIC, 1991-1996