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Current Positions

Director, Supreme Court and Appellate Practice, Roderick and Solange MacArthur Justice Center (2016-present): I created and direct a national program, spanning two offices and including seven staff members, that uses strategic litigation in the appellate courts and the Supreme Court to protect the constitutional rights of people affected by the criminal justice system who cannot afford counsel on their own.

Clinical Associate Professor of Law, Northwestern Pritzker School of Law (2018-present): I teach law school courses on civil rights litigation and publish legal scholarship on constitutional rights in the criminal justice system.

Prior Positions

Attorney, Roderick and Solange MacArthur Justice Center (2012-2016)

Clinical Assistant Professor of Law, Northwestern Pritzker School of Law (2013- 2018)

Staff Attorney, ACLU National Prison Project (2008-2012)

Counsel, Brennan Center for Justice, New York University School of Law (2010)

Associate, Davis Wright Tremaine, LLP (2006-2008)

Law Clerk, Hon. Edward R. Becker, Third Circuit U.S. Court of Appeals (2005-2006)

Education

Yale Law School, J.D. (2005)

Fulbright Scholar, Moscow, Russia (2001-2002)

Harvard College, A.B., summa cum laude, History and Literature (2001)

Selected Professional Activities

Lecturer on federal prisoners' rights litigation, Court Web, Federal Judicial Center (2015, 2017, 2018)

Lecturer on federal prisoners' rights litigation, National Conference for *Pro Se* Law Clerks, Federal Judicial Center (2015, 2017)

Finalist, Public Justice Trial Lawyer of the Year Award for litigation in *Henderson v. Thomas*, 913 F. Supp. 2d 1267 (M.D. Ala. 2012)

Expert witness (pro bono) at trial on prisoners' access to the courts, *Brakeall v. Kaemingk*, No. 18-4056 (D.S.D.)

Member, Amicus Brief Committee, National Police Accountability Project (2016-present)

Selected Law Review Articles and Books

MARGO SCHLANGER, SHEILA BEDI, DAVID M. SHAPIRO & LYNN S. BRANHAM, *INCARCERATION AND THE LAW: CASES AND MATERIALS* (10th ed., forthcoming 2020)

David M. Shapiro, *Solitary Confinement in the Young Republic*, 133 Harv. L.Rev. 542 (0919)

Arielle W. Tollman & David Shapiro: *From City Council To The Streets: Protesting Police Misconduct After Lozman v. City of Riviera Beach*, 13 Charleston L. Rev. 49 (2019)

David Shapiro & Charles Hogle, *The Horror Chamber: Unqualified Impunity in Prisons and Jails*, 93 Notre Dame L. Rev. 2021 (2018)

Evan Bianchi & David Shapiro, *Locked Up, Shut Up: Why Speech in Prison Matters*, 92.1 St. John's L. Rev. 1 (2018)

David Shapiro, *The Cutting Edge of Prison Litigation*, 1 UCLA Crim. J. L. Rev. 95 (2017)

David Shapiro, *Lenient in Theory, Dumb in Fact: Prison, Speech, and Scrutiny*, 84 Geo. Wash. L. Rev. 972 (2016)

David Shapiro, *To Seek A Newer World: Prisoners' Rights at the Frontier*, 114 Mich. L. Rev. First Impressions 124 (2016)

David Shapiro, *How Terror Transformed Federal Prison: Communication Management Units*, 44 Colum. Human Rights L. Rev. 47 (2012)

David Shapiro, *Does the Fourth Amendment Permit Indiscriminate Strip Searches of Misdemeanor Arrestees?* Florence v. Board of Chosen Freeholders, 6 Charleston L. Rev. 131 (2011)

Selected Cases

U.S. Supreme Court

Jones v. Mississippi, cert. granted, 2020 WL 1124428 (U.S. Mar. 9, 2020): Lead counsel and counsel of record in U.S. Supreme Court case on behalf of a juvenile sentenced to life without parole; obtained *certiorari*; case remains pending.

Kisela v. Hughes, ___ U.S., 138 S.Ct. 1148 (2018): Counsel of Record for Respondent in Fourth Amendment police shooting case

Garza v. Idaho, ___ U.S. ___ (2018): Co-counsel for Petitioner in Sixth Amendment criminal case

Zanders v. Indiana, 138 S.Ct. 2702 (Mem): Counsel for Petitioner in criminal case involving warrantless seizure of cell site location information; obtained remand to Indiana Supreme Court

Lozman v. City of Riviera Beach, ___ U.S., 133 S.Ct. 735 (2018): Counsel for amici curiae in First Amendment case

U.S Court of Appeals

Castro v. County of Los Angeles, 833 F.3d 1060 (9th Cir. 2016) (en banc): obtained favorable ruling in jail brutality case; presented en banc oral argument as lead counsel for amici curiae

Berger v. City of Seattle, 569 F.3d 1029 (9th Cir. 2009) (en banc): obtained reversal of panel decision on rehearing en banc in First Amendment case

Carter v. Fleming, 879 F.3d 132 (4th Cir. 2018): obtained reversal in case regarding a prisoner's right to a diet consistent with his faith

Mattox v. Edelman, 851 F.3d 583 (6th Cir. 2017): obtained reversal on appeal in case regarding the administrative exhaustion requirement of the Prison Litigation Reform Act

Wilcox v. Brown, 877 F.3d 161 (4th Cir. 2017): obtained reversal on appeal in case regarding a prisoner's freedom to worship while incarcerated

Priest v. Holbrook, 741 Fed. Appx. 510 (9th Cir. Oct. 31, 2018): obtained reversal on appeal in case regarding a prisoner's right to practice his faith

Hedin v. Castillo, 723 Fed. Appx. 526 (9th Cir. May 22, 2018): obtained reversal on appeal in case involving the administrative exhaustion requirement of the Prison Litigation Reform Act

Walton v. Gray, 695 Fed. Appx. 144 (6th Cir. Aug. 16, 2017): obtained reversal on appeal in case involving retaliation against a prisoner by correctional staff

Blankenship v. Setzer, 681 Fed. Appx. 274 (4th Cir. Mar. 16, 2017): obtained reversal on appeal in case regarding jail detainee's right of access to the Bible

Cotta v. County of Kings, 686 Fed. Appx. 467 (9th Cir. Apr. 6, 2017): obtained reinstatement on appeal of a wrongful death claim where jail staff failed to prevent a detainee from murdering his cellmate

Andrews v. Persley, 669 Fed. Appx. 529 (11th Cir. Sept. 27, 2016): obtained reversal on appeal in case involving the right of indigent prisoners to bring suit in federal court

Other selected cases

Beaman v. Freesmeyer, __N.E.3d__(Ill. 2019): obtained leave to appeal and unanimous reversal in state supreme court in case seeking damages for a wrongfully convicted plaintiff who spent more than 10 years in prison

Strong v. Tessmann, No. 16-cv-4885 (N.D. Ill.): member of a team that obtained \$9 million settlement for innocent plaintiff wrongfully incarcerated for over 15 years

Prison Legal News v. DeWitt, No. 10-cv-2594 (D.S.C.): obtained consent decree regarding First Amendment rights of jail detainees

Henderson v. Thomas, 913 F. Supp. 2d 1267 (M.D. Ala. 2012): obtained permanent injunction enjoining the Alabama Department of Corrections from segregating prisoners with HIV in separate units and prisons