Implicit Racial Bias Across the Law
Book Launch Conference
Thursday, June 14, 2012
Ames Courtroom, Austin Hall, Harvard Law School

Program as of May 4, 2012

8:30am—Continental Breakfast

8:45am—Welcome from Charles Ogletree & Justin Levinson

9:00am—Morning Session

9:00-10:00am
Panel One: The Science: Exploring Implicit Bias in the Legal Context
Who Would Have Thought!—Dr. Mahzarin Banaji, Harvard University
Breaking the Prejudice Habit—Dr. Patricia Devine, University of Wisconsin
Implicit Bias, Race, and Expert Witnessing—Dr. Sam Sommers, Tufts University
Chair: Justin Levinson, University of Hawai`i

10:00-11:15am
Panel Two: Impacts of Implicit Bias Across the Law
Health Care: Cognitive Bias in Medical Decision-Making—Michele Goodwin, University of Minnesota
Education Law & Policy: Unconscious Racism and the Achievement Gap—Charles Lawrence, University of Hawai`i & Georgetown University
Criminal Law and Justice: Coloring Punishment—Robert Smith, University of North Carolina & DePaul University
Land Use and Environment: A Tale of Two Neighborhoods—Rachel Godsil, Seton Hall School of Law
Communications Law: Bits of Bias—Jerry Kang, UCLA School of Law
Chair: Danielle Conway, University of Hawai`i

11:30am-12:45pm
Panel Three: Courtroom Implications of Implicit Bias
Affirmative Meritocracy: Implications of Stereotype Threat for Affirmative Action—Dr. Greg Walton, Stanford University
Missing Discussions of Implicit Bias in Federal Court Decisions—Linda H. Krieger, University of Hawai`i
“Debiasing” the Courtroom—U.S. District Court Judge Mark Bennett (N.D. Iowa)
How Judges Have Reversed Title VII—U.S. District Court Judge Nancy Gertner (ret.), Harvard Law School
Room 1: Implicit Bias and Criminal Justice
Location: Ames Courtroom

2:00-3:30pm—Panel
Implicit Bias in Criminal Justice Policy and Practice—Marc Mauer, The Sentencing Project
Choosing Life or Death (Implicitly)—Ben Cohen, The Justice Center
Motivation to Control Prejudice: No Intent to Discriminate vs. Intent to Not Discriminate—Dr. Jack Glaser, University of California, Berkeley
Policing and the Fourth Amendment—L. Song Richardson, University of Iowa/ American U.
The Mechanics of Implicit Bias in Police-Youth Interactions—Lisa Thurau, Strategies for Youth
What to Do about Biased Juries—Anna Roberts, Seattle University & New York University Chair: Carol Steiker, Harvard Law School

3:30-4:00pm—Roundtable Discussion
Facilitators: Robert Smith, University of North Carolina/DePaul University & Cynthia Lee, George Washington University

Room 2: The Breadth of Implicit Bias in the Law
Location: TBD

2:00-3:30pm—Panel
Stereotypes and the Earned Income Tax Credit—Dorothy Brown, Emory Law School
Biases in Intellectual Property Law—Danielle Conway, University of Hawai‘i
Implicit Bias Against Native Peoples as Sovereigns—Susan Serrano & Breann Swann Nu‘uhiwa, University of Hawai‘i
Implicit Bias-Inspired Torts—Deana Pollard, Thurgood Marshall School of Law
Biases in Health Care Delivery—Dr. Augustus White, Harvard Medical School Chair: Gregory Parks, Wake Forest University

3:30-4:00pm—Roundtable Discussion
Facilitator: Camille Nelson, Suffolk Law School

Room 3: Education Law & Policy
Location: TBD

2:00-3:15pm—Panel
A Question of Belonging: Interventions to Remedy Stereotype Threat—Dr. Greg Walton, Stanford University
Context and Capacity: Neutralizing Stereotype Threat in Law Students—Rachel Godsil, Seton Hall
Training Teachers about Implicit Bias—Michelle Garcia, Southern Poverty Law Center
Silent Epidemic: Implicit Bias and School to Prison Pipeline—Dr. Laura McNeal, Charles Hamilton Houston Institute & University of Louisville
Chair: Charles R. Lawrence, University of Hawai‘i & Georgetown University

3:15-4:00pm—Roundtable Discussion
Facilitator: Johanna Wald, Charles Hamilton Houston Institute, Harvard Law School

Room 4: Implicit Bias and Organizations
Location: TBD

2:00-3:30pm—Panel
Potential Consequences of Implicit Bias in Corporate Decision-Making—Justin Levinson, University of Hawaii
Implicit Bias in the Selection and Retention of Counsel—Macey Russell, Choate Hall & Stewart, LLP
Debiasing an Organization from the Inside—Jackie Glenn, Chief Diversity Officer & Edwina Mays, Senior Diversity Consultant, EMC Corporation
Implicit Bias and Law Firm Hiring and Promotion—Eli Wald, Denver University Law School
Implicit Bias at Work—Melissa Hart, University of Colorado Law School
Intersectionality and Organizations—Linda H. Krieger, University of Hawai‘i
Chair: Charles Ogletree, Harvard Law School

3:30-4:00pm—Roundtable Discussion
Facilitator: Andrew Grant-Thomas, Kirwan Institute, Ohio State University

4:15pm—Bridging the Sessions, Ames Courtroom
David Harris, Charles Hamilton Houston Institute, Harvard Law School
Justin Levinson, University of Hawai‘i

During this short session, the conference reconvenes in the Ames Courtroom. Facilitators from the four simultaneous sessions will report back to the conference on the discussions of the panels.

4:45pm—Closing Remarks by Charles Ogletree

5:00pm—Cocktail reception. Co-sponsored by Equal Justice Society.

EQUAL JUSTICE SOCIETY

Conference co-sponsor: Culture and Jury Project at the University of Hawai‘i at Mānoa