

## TREVOR G. GARDNER II

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### ACADEMIC POSITIONS

**Washington University School of Law**, St. Louis, MO  
Associate Professor of Law, 2019 – present

**University of Washington School of Law**, Seattle, WA  
Assistant Professor of Law, 2016 – 2019

**New York University School of Law (NYU)**, New York, NY  
Faculty Fellow, 2014 – 2016

### EDUCATION

**Harvard Law School**, Cambridge, MA  
JD, June 2003

**University of California, College of Letters & Sciences**, Berkeley, CA  
PhD, Sociology, Fall 2014  
Dissertation Committee: Margaret Weir (Political Science/Sociology) (Chair); Sandra Smith (Sociology); Jonathan Simon (Law/Jurisprudence and Social Policy)  
Dissertation: “The Safest Place: Immigrant Sanctuary in the Homeland Security Era”

**University of Michigan, College of Literature, Science, and the Arts**, Ann Arbor, MI  
BA with High Distinction, Sociology, May 1999

### PUBLICATIONS

*Police Violence and the African-American Habitus*, B. U. L. REV. (forthcoming).

*Immigrant Sanctuary as the “Old Normal”*: A Brief History of Police Federalism, 19 COLUM. L. REV. 1 (2019).

*Right at Home: Modeling Sub-Federal Resistance as Criminal Justice Reform*, 46 FLA. ST. U. L. REV. \_\_\_\_\_ (2019).

*Crime Policy and Federalism* in FEDERALISM IN AMERICA: AN ENCYCLOPEDIA (2018) (co-authored with

Lisa L. Miller).

*The Promise and Peril of the Anti-Commandeering Rule in the Homeland Security Era: Immigrant Sanctuary as an Illustrative Case*, 34 ST. LOUIS U. PUB. L. REV. 313 (2015).

“Racial Profiling as Collective Definition,” *Social Inclusion*, 2(3), 52-59 (2014) (peer reviewed).

THE CAP EFFECT: RACIAL PROFILING IN THE ICE CRIMINAL ALIEN PROGRAM, THE CHIEF JUSTICE EARL WARREN INSTITUTE ON LAW AND SOCIAL POLICY, BERKELEY LAW CENTER (2009)(co-authored with Aarti Kohli).

*The Political Delinquent: Crime, Deviance, and Resistance in Black America*, 20 HARV. BLACKLETTER L.J. 141 (2004).

## WORKING PAPERS

“Rethinking Police Diversity”

“The Role of White Nationalism in the Evolution of Criminal Federalism”

## OTHER EXPERIENCE

### **The Public Defender Service for the District of Columbia (PDS) (Washington, DC) – Fall 2003 to Fall 2006.**

*Staff Attorney:* Litigated criminal cases from arraignment to disposition in the Juvenile and General Felony divisions of PDS from 2003 to 2006. Served as lead counsel in three jury trials and six bench trials. Served as junior counsel in homicide cases at the juvenile and adult levels. Led negotiations with the United States Attorney’s Office for various client matters including plea negotiation, discovery, and pre-trial release. Managed all aspects of witness preparation. Served as a member of the PDS Hiring Committee in 2005.

### **Alston and Bird, LLP (Washington, DC) – Summer 2002.**

*Summer Associate:* Wrote legal memoranda on a variety of corporate regulatory issues including environmental protection, telecommunications, and corporate finance.

### **The Public Defender Service for the District of Columbia (PDS) (Washington, DC) – Summer 2001.**

*Law Clerk:* Assisted staff attorneys at the Felony I level in all aspects of criminal defense litigation.

### **NAACP Legal Defense and Educational Fund (LDF) (New York, New York) – Fall 1999 to Fall 2000.**

*Paralegal:* Performed data analysis to assess racially polarized school districts and university admissions practices. Drafted reports based on transcripts from state congressional meetings and LDF civil depositions. Conducted preliminary research to support the filing of civil

rights lawsuits.

## SELECTED PRESENTATIONS

“The Trouble with Police Diversity.” Paper presented at the 2019 *Culp Colloquium* at Duke University School of Law in Durham, North Carolina.

“The Trouble with Police Diversity.” Paper presented at the 2019 Yale Law Criminal Justice Roundtable in New Haven, Connecticut.

“Immigrant Sanctuary as the ‘Old Normal’: A Brief History of Police Federalism.” UC Berkeley Institute for the Study of Social Issues, Speaker Series in Berkeley, California. Spring 2019.

“Immigrant Sanctuary as the ‘Old Normal’: A Brief History of Police Federalism.” Paper presented at the 2018 Vanderbilt Law Criminal Justice Roundtable in Nashville, Tennessee.

“Immigrant Sanctuary as the ‘Old Normal’: A Brief History of Police Federalism.” Paper presented at William and Lee School of Law in Lexington, Virginia. Fall 2018.

“Immigrant Sanctuary as the ‘Old Normal’: A Brief History of Police Federalism.” Paper presented at the 2017 Rocky Mountain Junior Scholar Forum at Brigham Young University School of Law in Provo, Utah.

“A Brief History of Criminal Federalism.” Paper presented at the 2017 *Culp Colloquium* at Duke University School of Law in Durham, North Carolina.

“A Brief History of Criminal Federalism.” Paper presented at the 2017 *Law and Society Association Annual Meeting* in Mexico City, Mexico.

“Right at Home: Sub-Federal Resistance as the Present and Future of Criminal Justice Reform,” Paper presented at the 2016 *UW/SU Junior Faculty Exchange* at Seattle University School of Law.

“Right at Home: Sub-Federal Resistance as the Present and Future of Criminal Justice Reform,” Paper presented at the 2016 Rocky Mountain Junior Scholar Forum at the University of Utah College of Law in Salt Lake City, Utah.

“Immigrant Sanctuary as Independent Crime Governance.” Paper presented at the 2016 *Law and Society Association Annual Meeting* in New Orleans, Louisiana.

“The American Sanctuary: Where Combative Federalism Meets Criminal Justice Reform.” Paper presented at the 2015 *Culp Colloquium* at Duke University School of Law in Durham, North Carolina.

“Immigrant Sanctuary and the Return of Federalist Penology.” Paper presented at the 2015 *Law and Society Association Annual Meeting* in Seattle, Washington.

“Promoting Police Transparency in ‘Excessive Force’ Cases.” Remarks offered at the Institute of

Judicial Administration Public Policy Series at New York University School of Law. Spring 2015.

“A Conversation on Police and Community Relations.” Remarks offered at White & Case, LLP, in New York, New York. Spring 2015.

“Immigrant Sanctuary and the Nullification of Enforcement in American Social Life.” Paper presented at the 2013 *Annual Meeting of the American Sociological Association* in New York, New York.

“Immigrant Sanctuary as Collective Enforcement-Noncooperation: Rethinking the Consequences of Illegitimacy in Criminal Administration.” Paper presented at the 2013 *Law and Society Association Annual Meeting* in Boston, Massachusetts.

“Federalism and the American Penal State.” Paper accepted for presentation at the 2012 *Annual Conference of the Social Science History Association*.

“Federalism and the American Penal State.” Paper presented at the 2012 *Annual Meeting of the American Sociological Association* in Denver, Colorado.

Thematic Session on Race and Racial Justice. Presider. 2012 *Annual Meeting of the American Sociological Association* in Denver, Colorado.

“Policing a Nation: Federalist Governance and Criminal Administration in America.” Paper presented at the 2012 *Annual Meeting of the American Society of Criminology* in Washington, D.C.