

Curriculum Vitae

LOUIS D. BILIONIS

Dean and Nippert Professor of Law
University of Cincinnati College of Law

BUSINESS:

University of Cincinnati College of Law
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HOME:

230 Lafayette Circle
Cincinnati, Ohio 45220
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PERSONAL DATA:

Born: July 19, 1957
Married: Ann Hubbard
Children: Graciela Hubbard Bilionis (born February 11, 2003)

EDUCATION:

Harvard Law School – J.D., *magna cum laude* (1982)
University of North Carolina at Chapel Hill – A.B., Economics and English (1979)
Groton School, Groton, MA – secondary school (1975)

EMPLOYMENT:

Dean and Nippert Professor of Law, University of Cincinnati College of Law (2005 – present)
Samuel Ashe Distinguished Professor of Constitutional Law, University of North Carolina School of Law (1999-2005)
Professor of Law, University of North Carolina School of Law (1997-1999)
Visiting Professor of Law, National Law Center, George Washington University (1994)
Associate Professor of Law, University of North Carolina School of Law (1993-1997)
Assistant Professor of Law, University of North Carolina School of Law (1988-1993)
Assistant Appellate Defender, State of North Carolina (1984-1988)
Representation of indigent criminal defendants in North Carolina appellate courts; emphasis on capital punishment litigation
Associate, Ropes and Gray, Boston, MA (1983-1984)
Civil litigation in state and federal court
Law Clerk, Hon. Francis D. Murnaghan, Jr., United States Court of Appeals for the Fourth Circuit (1982-1983)

PUBLICATIONS:

Commemorating Seventy-Five Years of the University of Cincinnati Law Review, 75 UNIVERSITY OF CINCINNATI LAW REVIEW 1 (2006) (with Michael E. Solimine)

Criminal Justice After the Conservative Reformation, 94 GEORGETOWN LAW JOURNAL 1347 (2006)

Conservative Reformation, Popularization, and the Lessons of Reading Criminal Justice as Constitutional Law, 52 UCLA LAW REVIEW 979 (2005)

Grand Centrism and the Centrist Judicial Personam, 83 NORTH CAROLINA LAW REVIEW 1353 (2005)

The New Scrutiny, 51 EMORY LAW JOURNAL 481 (2002)

PROBLEMS IN EVIDENCE (4th ed., West Group 2000) (with Kenneth S. Broun and Robert P. Mosteller) (with accompanying TEACHER'S MANUAL)

The Unusualness of Capital Punishment, 26 OHIO NORTHERN UNIVERSITY LAW REVIEW 601 (2000)

Book Review, 62 JOURNAL OF POLITICS 938 (2000) (reviewing LLOYD STEFFEN, EXECUTING JUSTICE: THE MORAL MEANING OF THE DEATH PENALTY (1998))

Inadequacy of Counsel and Legal Process, published remarks in UNJUST IN THE MOUTH: THE DEATH PENALTY IN NORTH CAROLINA 58 (Calvin Kytle & Daniel H. Pollitt, eds., Chestnut Tree 1999)

Eighth Amendment Meanings from the ABA's Moratorium Resolution, 61 LAW & CONTEMPORARY PROBLEMS 29 (Autumn 1998)

Process, the Constitution, and Substantive Criminal Law, 96 MICHIGAN LAW REVIEW 1269 (1998)

Lawyers, Arbitrariness, and the Eighth Amendment, 75 TEXAS LAW REVIEW 1301 (1997) (with Richard A. Rosen)

The Warren Court and State Constitutional Law, in THE WARREN COURT: A RETROSPECTIVE 313 (Bernard Schwartz, ed., Oxford 1996) (with James G. Exum, Jr.)

Liberty, the "Law of the Land," and Abortion in North Carolina, 71 NORTH CAROLINA LAW REVIEW 1839 (1993)

Legitimizing Death, 91 MICHIGAN LAW REVIEW 1643 (1993) (reprinted in 2 CAPITAL PUNISHMENT 201 (Margery B. Koosed, ed., Garland 1996))

On the Significance of Constitutional Spirit, 70 NORTH CAROLINA LAW REVIEW 1803 (1992)

Moral Appropriateness, Capital Punishment, and the Lockett Doctrine, 82 JOURNAL OF CRIMINAL LAW & CRIMINOLOGY 283 (1991)

LAW SCHOOL COURSES TAUGHT:

Constitutional Law; Constitutions and the Criminal Process; Criminal Law; Criminal Procedure (Adjudication); Criminal Procedure (Investigation); Evidence; seminars on Capital Punishment, Constitutional Law and Theory, Criminal Law and Procedure, Sentencing

**LECTURES, ADDRESSES, SEMINARS, INVITED PRESENTATIONS,
AND PANEL PARTICIPATIONS (SELECTED LISTING):**

- “Innocence and Guilt in Our Judicial System: What Is Justice?,” Adath Israel Congregation Critical Issues Forum, Adath Israel Congregation Synagogue, Cincinnati, OH, October 26, 2009 (moderator)
- “The Supreme Court and the Constitution: How to Watch and What to Watch for,” Harvard Club of Cincinnati and Harvard Law School Association of Cincinnati, University Club, Cincinnati, OH, October 13, 2009 (luncheon lecture)
- “Picking Cotton: Our Memoir of Injustice and Redemption,” Cincinnati Museum Center, University of Cincinnati College of Law, and YWCA of Greater Cincinnati, Union Terminal, Cincinnati, OH, September 17, 2009 (welcome, introduction, and moderator)
- “Health Insurance Reform – What’s In It For You?,” Public Forum on Health Insurance Reform with Sen. Sherrod Brown, Tangeman University Center, Cincinnati, OH, September 1, 2009 (welcome, introduction, and moderator)
- “Diversity and the Law,” University of Cincinnati College of Law, Cincinnati, OH (August 19, 2009) (panel moderator)
- Inaugural University of Cincinnati Diversity Conference, Tangeman University Center, Cincinnati, OH, April 15, 2009 (welcome and introduction)
- "Religion and Politics: The Role of Religious Leaders," Adath Israel Congregation Critical Issues Forum, Adath Israel Congregation Synagogue, Cincinnati, OH, October 27, 2008 (moderator)
- “The Presidency and the Federal Courts: Historical Reflections,” panel at “The Presidency and the Courts,” The Federalist Society for Law and Public Policy Studies (Cincinnati Lawyers Chapter) and Ashbrook Center for Public Affairs at Ashland University, Cincinnati, OH, October 6, 2008 (panel presentation)
- “Diversity and the Law,” University of Cincinnati College of Law, Cincinnati, OH (August 20, 2008) (panel moderator)
- "Violence in Our Community: Causes, Consciousness and Courses of Action," Adath Israel Congregation Critical Issues Forum, Adath Israel Congregation Synagogue, Cincinnati, OH, May 14, 2008 (moderator)
- “Ethical Ramifications of Conflicts of Interest,” panel at “Ethics, Professionalism, and Substance Abuse: Conflicts of Interest” seminar, Dinsmore & Shohl, Cincinnati, OH (December 7, 2007) (panel presentation)
- “First Amendment Freedom of Association Protection for Fraternities and Sororities,” 11th National

Fraternal Law Conference, Cincinnati, OH (November 17, 2007) (presentation)

“Diversity and the Law,” University of Cincinnati College of Law, Cincinnati, OH (August 15, 2007) (panel moderator)

ABA New Deans Seminar, Omni Interlocken, Broomfield, Colorado (May 29, 2007)

Glenn M. Weaver Institute of Law and Psychiatry, “Law, Ethics, Psychiatry and the Human Genome,” UC College of Law, Werner Recital Hall (April 19, 2007) (welcome, introduction, and moderator)

“Five Leading Developments in Contemporary American Constitutional Law Scholarship,” School of Law, Shandong University, Jinan, China (March 7, 2007) (lecture)

“The Separation of Powers and the Expansion of Presidential Power in the Global War on Terrorism,” presentation, ACLU of Ohio, Cincinnati, Ohio (September 26, 2006)

Healthcare Roundtable, cosponsored by Cincinnati Children’s Hospital Medical Center, Harris K. Weston Institution for Law and Public Policy of the Legal Aid Society of Greater Cincinnati, Health Foundation of Greater Cincinnati, Health Policy Institute of Ohio, United Way of Greater Cincinnati, Urban Morgan Institute for Human Rights, Cincinnati, OH (June 9, 2006) (program moderator and facilitator)

Commencement Address, Cincinnati Academy of Leadership for Lawyers, Cincinnati, OH (May 17, 2006)

Admission to the Bar Ceremony, Ohio Supreme Court, The Ohio Theater, Columbus, OH (May 8, 2006) (address)

“Conversations on the Constitution,” Cincinnati Bar Association Community Service Committee 2006 Law Day program, Cincinnati, OH (May 2, 2006) (moderator)

“The Reformation of American Constitutional Law,” presentation at Harvard Law School Association of Cincinnati, Cincinnati, OH (November 17, 2005)

“The Supreme Court and the Constitution: Recent Cases and Developments,” presentation at University of Cincinnati Law Alumni Association Fall 2005 CLE Opportunities, Cincinnati, OH (October 28, 2005)

“The U.S. Supreme Court: A Faculty Conversation for Constitution Day,” UC College of Law, Cincinnati, OH (September 22, 2005) (moderator)

Federal Bar Association, Cincinnati/Northern Kentucky Chapter (Annual Meeting), Cincinnati, OH (September 14, 2005) (address)

University of Cincinnati College of Law, Cincinnati, OH (June 28, 2005) (address upon appointment)

“The Supreme Court and the Constitution: Recent Cases and Developments,” presentation at UNC School of Law Fifteenth Annual Festival of Legal Learning, Chapel Hill, NC (February 2005)

“Grand Centrism and the Centrist Judicial Personam,” presentation at “Locating the Constitutional Center,” North Carolina Law Review Symposium, UNC School of Law, Chapel Hill, NC (October 2004) (also symposium chair)

“The 2004 Presidential Election and the Future of the Supreme Court,” presentation at “First Monday 2004: Just One Vote,” Alliance for Justice, UNC School of Law, Chapel Hill, NC (October 2004)

“Constitutional Rights for the LGBT Community After *Lawrence v. Texas*,” keynote presentation at “After *Lawrence*: LGBT Legal Issues in North Carolina,” North Carolina Gay and

- Lesbian Attorneys, Durham, NC (March 2004)
- “The Role of the Federal Court,” presentation at “A Matter of Justice: Judicial Election and Selection,” UNC School of Law, Chapel Hill, NC (joint program of American Association of University Women North Carolina and Democracy North Carolina) (February 19, 2004)
- “The Supreme Court and the Constitution: Recent Cases and Developments,” presentation at UNC School of Law Thirteenth Annual Festival of Legal Learning, Chapel Hill, NC (February 2003)
- “Emerging Issues in Search and Seizure Law,” presentation at North Carolina Association of Public Defenders Conference, Wrightsville Beach, NC (May 2002)
- “Securing Safety and Freedom,” presentation at “Security Challenges After September 11th: National and International Perspectives,” Duke University, Durham, NC (joint program of Terry Sanford Institute of Public Policy; Kenan Institute for Ethics; Global Capital Markets Center; Duke Law School Center on Law, Ethics and National Security; Duke Law School Program in Public Law; and the Triangle Institute for Security Studies) (April 2002)
- “The Supreme Court and the Constitution: Recent Cases and Developments,” presentation at UNC School of Law Twelfth Annual Festival of Legal Learning, Chapel Hill, NC (February 2002)
- “The Supreme Court and the Constitution: Recent Cases and Developments,” presentation at UNC School of Law Eleventh Annual Festival of Legal Learning, Chapel Hill, NC (February 2001)
- “A Town Meeting: Should the Death Penalty Survive the Moratorium Movement?”, moderator, North Carolina Central University School of Law Legal Professionalism Lecture Series, Durham, NC (November 2000)
- “Constitutional Developments During the Supreme Court’s 1999 Term,” presentation at Ninth Annual “Public Law and the Public’s Lawyers” Program (Joint Program of the UNC Institute of Government, the North Carolina Attorney General’s Office, and the North Carolina General Assembly Legislative Research Staff), Raleigh, NC (September 2000)
- “The Unusualness of Capital Punishment,” presentation at “The Ultimate Penalty: A Multifarious Look at Capital Punishment,” 23rd Annual Law Review Symposium, Ohio Northern University, Claude W. Pettit College of Law, Ada, Ohio (March 2000)
- “The Supreme Court and the Constitution: Recent Cases and Developments,” presentation at UNC School of Law Tenth Annual Festival of Legal Learning, Chapel Hill, NC (February 2000)
- “Why Innocence Isn’t Enough,” panel participation, National Lawyers Guild forum, UNC School of Law, Chapel Hill, NC (November 1999)
- UNC Law and Philosophy Workshop: “Epistemology and the Law of Evidence,” workshop participant, National Humanities Center, Durham, NC (October 1999)
- “The Supreme Court and the Constitution: Recent Cases and Developments,” presentation at UNC School of Law Ninth Annual Festival of Legal Learning (February 1999)
- “A Community Forum on the Impeachment Trial,” panel participation at UNC School of Law community forum (January 1999)
- “The Impeachment Process,” panel participation at UNC community forum (December 1998)
- “A Brief History of the Death Penalty in America,” presentation at “First Monday 1998: Bringing Human Rights Home,” Alliance for Justice, UNC School of Law, Chapel Hill, NC (October 1998)
- “The Impeachment Process,” panel participation at UNC School of Law community forum

(September 1998)

“Adequacy of Counsel and Legal Representation in Capital Cases,” presentation and panel participation at “Random Justice? A Symposium on the ABA Moratorium and Its Implications for the Death Penalty in North Carolina,” North Carolinians Against the Death Penalty, Chapel Hill, NC (April 1998)

“Religion and Law,” presentation and panel participation at “Religion and Society in the 21st Century: A View from the Public University,” Department of Religious Studies, University of North Carolina at Chapel Hill (April 1998)

“Search and Seizure Law: An Overview,” presentation at North Carolina Association of Public Defenders Conference (October 1995)

“Using State Constitutional Law in Criminal Cases,” presentation at UNC School of Law Criminal Evidence Seminar (April 1993)

“Criminal Law and the Rehnquist Court: Some Perspectives,” presentation at UNC School of Law Festival of Legal Learning (February 1993)

“Doing State Constitutional Law,” presentation at North Carolina Association of Public Defenders Conference (November 1991)

UNC School of Law Evidence Seminar (1991)

UNC School of Law Criminal Evidence Seminar (1991)

“Women and the Law: Putting Theory into Practice,” moderator, UNC School of Law (September 1990)

“Capital Punishment Litigation in the Age of Federal Deregulation: Decisions in the States Courts,” presentation at “Death Penalty Defense for the 90s,” North Carolina Academy of Trial Lawyers Death Penalty Seminar (September 1990)

UNC School of Law Evidence Seminar (1990)

UNC School of Law Criminal Evidence Seminar (1990)

“The *Carter* Case: A Practical Guide to Litigating State Constitutional Cases,” presentation at “Successful Constitutional Attacks in Criminal Cases: Developing a Body of North Carolina Constitutional Law,” North Carolina Bar Foundation (September 1989)

“Emerging Issues in State and Federal Courts in Capital Cases,” NAACP Legal Defense Fund, Inc., Annual Capital Punishment Conference (July 1989)

“Developments in the Law of Hearsay,” panel participation at UNC School of Law Criminal Evidence Seminar (April 1989)

“Developments in the Law of Impeachment,” panel participation at UNC School of Law Evidence Seminar (March 1989)

“Protecting Your Client’s Rights under the *Bruton* Doctrine,” presentation at Criminal Sentencing and Constitutional Law Seminar, North Carolina Academy of Trial Lawyers (February 1989)

“Mitigating Circumstances and the Eighth Amendment,” panel participation at NAACP Legal Defense Fund, Inc., Annual Capital Punishment Conference (July 1988)

UNC School of Law Evidence Seminar (June 1988)

“Developing Issues in Capital Litigation,” presentation at North Carolina Death Penalty Resource Center Capital Punishment Post-Conviction Seminar (April 1988)

“Hearsay and the Right of Confrontation,” presentation at UNC School of Law Criminal Evidence Seminar (April 1988)

“*Bruton* Problems: Do You Really Have One?,” presentation at North Carolina Association of

Public Defenders Conference (October 1987)
“Guilt Phase Issues and Strategies in Capital Defense Litigation” and “Developing Issues under North Carolina Death Penalty Law,” presentations at “The Death Penalty: Trial and Post-Conviction,” North Carolina Academy of Trial Lawyers (April 1987)

PROFESSIONAL ACTIVITIES:

Boards, Associations, and Committees (Legal and Professional):

Ohio Bench/Bar/Deans Conference (2009 program chair)
Ohio State Bar Association Task Force on Legal Education (2008 – present)
Board of Directors, Summer Work Experience in Law (SWEL) (2009 – present)
Hamilton County (Ohio) Ad Hoc Public Defender Task Force (2008–2009) (task force of Hamilton County Commissioners and Hamilton County Criminal Justice Commission)
Black Lawyers Association of Cincinnati/Cincinnati Bar Association Round Table (2005 – present) Steering Committee (2005 – present)
Ohio State Bar Foundation (2006 – present)
Just the Beginning Foundation: Seventh Biennial Conference (2005-2006) Planning Committee (2005-2006); Education Committee (2005-2006); Scholarship Committee (2005-2006)
Board of Directors, American Civil Liberties Union (1999-2005)
Board of Directors, American Civil Liberties Union of North Carolina (1998-2005)
Board of Directors, American Civil Liberties Union of North Carolina Legal Foundation (1998-2005)
Legal Committee, American Civil Liberties Union of North Carolina (1997-2005)
Diversity Committee, American Civil Liberties Union of North Carolina (2004-2005)
Board of Directors, Carolina Student Legal Services (1992-2005)
Federal Public Defender Advisory Committee, Death Penalty Subcommittee (1991-1995)
North Carolina Resource Center Advisory Board (1990-1995)

Boards, Associations, and Committees (Other):

Cincinnati Symphony Orchestra, Board of Directors (2008 – present; Vice Chairman for Community Engagement, 2009 – present; Diversity and Inclusion Committee)
Cincinnati USA Regional Chamber of Commerce Shared Regional Civic Agenda “Effective Governance Action Team” (2007-2009)
Community Shares of Greater Cincinnati, Board of Directors (2006 – present; Executive Committee 2008 – present)
Cincinnati USA Regional Chamber of Commerce C-Change (leadership program for young professionals) (executive/business mentor for C-Connect Program) (2006-2007)
John Motley Morehead Foundation, Central Selection Committee (2000-2005; visiting member, 1999)
Mandala Adoption Services, Chapel Hill, North Carolina, Board of Directors (2004-2005)

Litigation, Testimony, and Related Activities (Selected Listing):

Consultant to respondent in *Chavez v. Martinez*, 538 U.S. 760 (2003)
Consultant to petitioner in *Cooper v. Oklahoma*, 517 U.S. 348 (1996)
Consultant to respondent in *Tennessee v. Middlebrooks*, 510 U.S. 124 (1993)
Counsel representing death row inmate in *Stringer v. Black*, 503 U.S. 222 (1992)
Counsel representing group of constitutional law and criminal law professors *amici curiae* in *Ohio v. Huertas*, 498 U.S. 336 (1991)
Counsel representing death row inmate in *McKoy v. North Carolina*, 494 U.S. 433 (1990)
Counsel to National Legal Aid and Defender Association before the Ad Hoc Committee of the Judicial Conference of the United States on Federal Habeas Corpus Review in Capital Cases and before the American Bar Association Task Force on Death Penalty Habeas Corpus (1989)
Counsel representing group of constitutional law and criminal law professors *amici curiae* in *State v. Hunt*, 357 N.C. 257, 582 S.E.2d 593 (2003)
Testimony before North Carolina House of Representatives, Committee on Judiciary III, on Bill to Provide a Good Faith Exception to the Exclusionary Rule, May 26, 2005
Testimony before North Carolina House of Representatives, Committee on Judiciary II, on Proposed Revision of Exclusionary Rule, April 10, 2003
Counsel representing National Association of Criminal Defense Lawyers, North Carolina Academy of Trial Lawyers, and North Carolina Association of Public Defenders as *amici curiae* in *Simeon v. Hardin*, 339 N.C. 358, 451 S.E.2d 858 (1994)
Counsel representing North Carolina Academy of Trial Lawyers as *amicus curiae* in *State v. Zuniga*, 336 N.C. 508, 444 S.E.2d 443 (1994)
Counsel representing death row inmate in *State v. Case*, 330 N.C. 161, 410 S.E.2d 57 (1991)
Counsel representing death row inmate in *State v. Laws*, 325 N.C. 81, 381 S.E.2d 609 (1989), *vacated and remanded*, 494 U.S. 1022 (1990), *adhered to on remand*, 328 N.C. 550, 402 S.E.2d 571, *cert. denied*, 502 U.S. 876 (1991)
Counsel representing North Carolina Academy of Trial Lawyers as *amicus curiae* in *State v. Hunt*, 325 N.C. 430, 383 S.E.2d 656 (1989)

UNIVERSITY AND LAW SCHOOL SERVICE:

University and Other Committees:

University of Cincinnati:

All-University Diversity Council (2007 – present); Chair (2008 – present); Steering Committee (member)
University of Cincinnati Foundation Board of Directors (2008-2009)
University of Cincinnati “Proudly Cincinnati” Campaign Leadership Committee (2008-2009)
President’s UC|21 Diversity Task Force (2006-2007); Steering Committee (Chair)
Ad Hoc Cash Policy Committee (2007 – present)
Provost Budget Advisory Committee (2008 – present)
Council of Deans (2005 – present); Chair (2008–2009); Vice Chair (2007-2008)

Academic Operations Committee (2005 – present)
Dean Search Committee, UC College-Conservatory of Music (2007-2008) (Chair)

University of North Carolina at Chapel Hill:

University Review Committee for Vice Chancellor for University Advancement (2004-2005)
University Review Committee for Director of the Ackland Art Museum (2003)
University Academic Affairs Institutional Review Board (1999)
University Search Committee for Dean of the Law School (1998-1999)
UNC Faculty Council (1990-1993)

Law School Committees:

University of North Carolina at Chapel Hill:

Law School Accreditation Self-Study Committee (1999-2000)
Law School Self-Study Task Force (1997-1998)
Law School Appointments Committee (Chair 1993-1994, 1994-1995; member 1989-1992, 1997-1998)
Law School Dean's Advisory Committee (1993-1995)
Law School Admissions Committee (1992-1993, 2000-2001)
Law School Ad Hoc Committee on Bar Passage (2001-2002)
Law School Academic Affairs Committee (2004-2005)

Advising:

American Civil Liberties Union – UNC Undergraduate Chapter (faculty advisor) (2003-2005)
American Civil Liberties Union – UNC School of Law Chapter (faculty advisor) (2003-2005)

HONORS, AWARDS, FELLOWSHIPS:

University of Cincinnati Just Community Award (2008)
Leadership Cincinnati (Leadership Class XXX) (2006-2007)
Fellow, Academic Leadership Development Program, Institute for the Arts and Humanities,
University of North Carolina at Chapel Hill (2005)

Harvard Law School:

Member, Board of Student Advisors
Ames Moot Court Champions

University of North Carolina at Chapel Hill:

Morehead Scholar (four-year full merit scholarship)
Phi Beta Kappa
Editor-in-Chief, *The Daily Tar Heel*
Order of the Golden Fleece (highest UNC honorary society)
Order of the Old Well (UNC honorary society)

Order of the Grail (UNC honorary society)
Member, Board of Directors, UNC General Alumni Association

MEMBERSHIPS:

Bars:

State of North Carolina (1985) (inactive)
Commonwealth of Massachusetts (1983) (inactive)
United States Supreme Court (1987)
United States District Court, District of Massachusetts (1984)

Louis D Bilonis – cv.wpd
November 2, 2009