

KEVIN C. McMUNIGAL

Case Western Reserve University
School of Law

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PROFESSIONAL EXPERIENCE

- 2001- present *Judge Ben C. Green Professor of Law*, Case Western Reserve University School of Law
- Courses: Criminal Law, Evidence, Professional Responsibility
 - Contributing Editor, *Criminal Justice*
- Summer, 2004 & Fall, 2005 Visiting Professor, Universidad Francisco Marroquin, Guatemala City, Guatemala
- Spring, 2002 *Visiting Professor*, Hastings College of the Law, San Francisco
- 1992-2001 *Professor of Law*, Case Western Reserve University School of Law
- Fall, 1993 *Visiting Professor*, Hastings College of the Law, San Francisco
- Fall, 1991 *Visiting Professor*, Loyola Law School, Los Angeles
- 1986 - 1992 *Assistant/Associate Professor*, Case Western Reserve University School of Law
- Teacher of the Year Award (May, 1989)
- 1983 - 1986 *Assistant United States Attorney*, Criminal Division, Northern District of California; investigative, trial and appellate experience in felony cases ranging from armed bank robbery to international white collar fraud.
- Chief Postal Inspector's Special Award (May 1986)
 - Instructor, U. S. Attorney General's Advocacy Institute
- 1980-1983 *Associate*, Heller, Ehrman, White and McAuliffe, San Francisco; experience in
- 1 9 7 9 *Law Clerk* to the Honorable William H. Orrick, United States District Court, Northern District of California.

PAST UNIVERSITY & PROFESSIONAL SERVICE

- *Advisory Board*, Case Western Reserve University Center for Innovation in Teaching and Education
- *Executive Committee*, AALS Section on Professional Responsibility
- *Advisory Council*, American Bar Association Ethics 2000 Commission

PUBLICATIONS

Campaign Pledges to Prosecute, 21 C

Has Gideon's Promise Been Fulfilled?, 18 CRIMINAL JUSTICE No. 2, 46 (2003)(with Peter A. Joy).

Inadequate Representation and Wrongful Conviction, 18 CRIMINAL JUSTICE No. 1, 57 (2003)(with Peter A. Joy).

The Alternative Perpetrator Strategy. 17 CRIMINAL JUSTICE No. 4, 32 (2003)(with Peter A. Joy).

Witness Preparation: When Does it Cross the Line?. 17 ABA CRIMINAL JUSTICE No. 3, 48 (2002)(with Peter A. Joy).

The Supreme Court and Defense Counsel Conflicts, 17 CRIMINAL JUSTICE No. 1, 40 (2002)(with Peter A. Joy).

Anti-Contact Rule in Criminal Investigations, 16 CRIMINAL JUSTICE No. 4, 44 (2002)(with Peter A. Joy).

Conflict of Interest as Risk Analysis in Michael Davis & Andrew Stark, CONFLICT OF INTEREST IN THE PROFESSIONS (Oxford University Press)(2001).

Disclosing Exculpatory Material in Plea Negotiations, 16 CRIMINAL JUSTICE No. 3, 41 (2001)(with Peter A. Joy).

Reforming Extrinsic Impeachment, 33 CONNECTICUT LAW REVIEW 363 (2001)(with Calvin W. Sharpe).

Are Prosecutorial Ethics Standards Different?, 68 FORDHAM LAW REVIEW 1453 (2000).

Keep the Independent Counsel, (Op/Ed piece), THE NATIONAL LAW JOURNAL A27 (April 5,1999).

Defining Conflict of Interest: Substantial and Unjustifiable Risk, V. 10, No. 3 THE PROFESSIONAL LAWYER 27 (1999).

Desert, Utility, and Minimum Contacts: Toward a Mixed Theory of Personal Jurisdiction, 108 YALE L.J. 189 (1998).

A Pervasive Approach to Legal Ethics, Workshop Materials (1998).

Reducing the Risks and Realizing the Rewards: An Approach to Teaching Rape Law, 43 SAN DIEGO LAW REVIEW 519 (1997).

Distinguishing Risk From Harm in Conflict of Interest, V.17, No. 1, ETHICAL AND POLICY PERSPECTIVES ON THE PROFESSIONS 4 (Fall 1997).

- reprinted in 100/101 Business and Society Review 91 (1998).

Coping Strategies for Research Seminars, THE LAW TEACHER (Fall,1994).

- reprinted in *Techniques for Teaching Law*, eds. Gerald Hess & Steven Friedland (Carolina Academic Press, 1999).

Rethinking Attorney Conflict of Interest Doctrine, 4 GEORGETOWN JOURNAL OF LEGAL ETHICS 823 (1992).

The Costs of Settlement: The Impact of Scarcity of Adjudication on Litigating Lawyers, 40 UCLA LAW REVIEW 833 (1990).

- *excerpt reprinted* in CHARLES B. WIGGINS & L. RANDOLPH LOWRY O ~~MCID~~MCID 3 BD05(H)1().22 6 r2pw 9 0

COMMUNITY SERVICE

January, 2006–present Chair, Mission and Outreach Board, The Federated Church, Chagrin Falls, OH

Sept. 1999-2001 President, HELP Foundation (a nonprofit agency providing housing and other services for roughly 400 persons with mental disabilities in Cleveland).

June, 1994-Sept., 1999 Board Member, HELP Foundation.

BAR ADMISSIONS

Supreme Court of California (1979).

United States District Court for the Northern District of California (1979).

United States Court of Appeals for the District of Columbia Circuit (1983).

United States Court of Appeals for the Ninth Circuit (1983).