



VIRTUAL NON CAPITAL HABEAS CONFERENCE May 13-14, 2021

FACULTY BIOS

Amelia L. Bizzaro is the Assistant Chief of the Non-Capital Habeas Unit at the Federal Public Defender, District of Nevada in Las Vegas. She is a member of the National Association of Criminal Defense Attorneys and the Nevada Attorneys for Criminal Justice. She previously was in private practice in Milwaukee, Wisconsin, with a concentration on state and federal post-conviction and appellate cases.

David Carey is a Senior Staff Attorney with the American Civil Liberties Union of Ohio, where he develops and litigates cases on a wide array of civil rights issues, including conditions of confinement in prisons, constitutionality of probation conditions and parole procedures, voting rights and elections, and free speech. In 2020, David served as lead counsel in the groundbreaking class action § 2241 case *Wilson v. Williams*, arguing that the Federal Bureau of Prisons' lack of adequate COVID-19 response at FCI Elkton in Ohio constituted an Eighth Amendment violation necessitating removal of all medically vulnerable individuals from the prison. Before joining the ACLU of Ohio full time in 2018, David practiced for several years at major law firms in Columbus, Ohio, and New York, NY in the areas of commercial litigation and product liability, while also maintaining an active pro bono practice on matters of free speech, voting rights, and capital habeas.

Randolph M. Fiedler is an Assistant Federal Public Defender in Las Vegas. He represents habeas petitioners in state and federal post-conviction proceedings. He likes ramen, spam musubi, and reading about ramen or spam musubi.

Ellen Henak of Henak Law Office, S.C., focuses her practice almost exclusively on Wisconsin and federal post-conviction work and criminal appeals. She teaches advanced brief writing as an adjunct professor of law at Marquette University Law School. For over 20 years, she was a staff attorney in the Milwaukee Appellate Office of the Wisconsin State Public Defender's Office. She graduated from New York University School of Law in 1983 and was a judicial law clerk for the Hon. Marie L. Garibaldi of the New Jersey Supreme Court.

Rob Henak of Henak Law Office, S.C., graduated from New York University School of Law in 1982. Following a clerkship with the Hon. James E. Doyle, Sr. (W. D. Wis.), Attorney Henak focused his practice on the defense of criminal cases. Since 1987, he has limited his practice almost exclusively to post-conviction work and criminal appeals throughout Wisconsin, as well as in a number of federal district courts and circuit courts of appeal. He probably has handled as many, if not more, federal habeas cases on behalf of criminal defendants as anyone in the state.

Jonathan M. Kirshbaum is Chief of the Non-Capital Habeas Unit at Federal Public Defender, District of Nevada in Las Vegas. He has been working exclusively on 28 U.S.C. § 2254 petitions for the past nine

years. He has written several articles focusing on federal habeas corpus issues. In August 2009, he founded the Habeas Corpus Blog and for years wrote extensively about issues related to § 2254. He has previously worked at the Center for Appellate Litigation in New York City, in the Staff Attorney's Office for the Second Circuit, and as an adjunct clinical professor at Brooklyn Law School. He also served as a law clerk to United States Magistrate Judge Andrew J. Peck in the Southern District of New York. He graduated cum laude from New York University School of Law in 1996.

Kimberly Newberry is a Research and Writing Specialist with the Federal Public Defender's Office for the Northern District of Florida – Capital Habeas Unit in Tallahassee, where she represents death-sentenced prisoners in Florida in their federal proceedings. Before joining the Tallahassee CHU in 2017, Kimberly did a fellowship with the Capital Post-Conviction Project of Louisiana and was an R&W at the Philadelphia CHU. Kimberly received her undergraduate degree at the University of Southern California and her J.D. from Harvard Law School.

Stacy Newman is an Assistant Federal Public Defender in Las Vegas. She has worked in the Capital Habeas Unit since 2017, representing death-row inmates in state and federal post-conviction proceedings. When not thinking of ways to establish cause and prejudice, she enjoys doing yoga, reading novels, and paddle-boarding.

Paresh Patel is currently the Appellate Chief at the Office of the Federal Public Defender for the District of Maryland. He has been at the Federal Public Defender since 2003. Before then, he worked as a staff attorney at the Public Defender Service in Washington, D.C. and the Office of the Appellate Defender in New York, New York. In 1999-2000, he clerked for the Honorable Ancer L. Haggerty of the United States District Court for the District of Oregon in Portland. Paresh earned his J.D. from American University in 1996, and he received his undergraduate degree from the University of Southern California in 1993.

David Porter is an assistant federal defender in the Eastern District of California. He has specialized in appellate and post-conviction law since coming to the office in 1995 as part of the appellate and non-capital habeas unit. He recently returned to the Federal Defender Office after serving temporary assignments at the United States Sentencing Commission and the Defender Services Office in Washington, D.C. Before becoming a federal defender, David taught at the Georgetown University Law Center and clerked for the Honorable Stanley Mosk at the California Supreme Court. He is a co-chair of the amicus curiae committee of the National Association of Criminal Defense Lawyers, a Ninth Circuit appellate lawyer representative, and a visiting lecturer at the U.C. Davis School of Law, where he received his law degree. After completing his undergraduate work at the University of California, Los Angeles, David served as a Peace Corps volunteer in the West African country of Burkina Faso. David and his wife, Judith Painter, live in Sacramento.

Eve Brensike Primus is the Yale Kamisar Collegiate Professor of Law at the University of Michigan Law School, where she teaches criminal procedure, evidence, and habeas corpus courses and directs the Law School's Public Defender Training Institute. She is a former trial and appellate public defender at the Maryland Office of the Public Defender who continues to do postconviction pro bono work on indigent defense cases through the Michigan State Appellate Defender Office and has been doing trial and/or appellate work for eighteen years.