

Cecelia M. Klingele

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Academic Employment

ASSOCIATE PROFESSOR University of Wisconsin Law School	2017-present
ASSISTANT PROFESSOR University of Wisconsin Law School	2011-2017
SUPERVISING ATTORNEY/CLINICAL INSTRUCTOR University of Wisconsin Law School, Legal Assistance to Institutionalized Persons Program	Summer 2005

Academic Affiliations

- ASSOCIATE REPORTER, Model Penal Code: Sentencing, American Law Institute (2012-present)
- EXTERNAL CO-DIRECTOR, Sentencing Law & Policy Program, Robina Institute for Criminal Justice, University of Minnesota Law School (2013-present)
- FACULTY ASSOCIATE, Frank J. Remington Center (2012-present)
- FACULTY AFFILIATE, La Follette School of Public Affairs (2017-present)
- AFFILIATE, Institute for Research on Poverty (2014-present)

Visiting & Adjunct Appointments

VISITING PROFESSOR University of Notre Dame Law School	Spring 2014
VISITING ASSISTANT PROFESSOR University of Wisconsin Law School	2009-2011
ADJUNCT PROFESSOR, Judicial Writing University of Wisconsin Law School	2006-2007

Judicial Clerkships

LAW CLERK, Associate Justice John Paul Stevens United States Supreme Court	2008-2009
LAW CLERK, Judge Susan Harrell Black United States Court of Appeals for the Eleventh Circuit	2007-2008
LAW CLERK, Chief Judge Barbara B. Crabb United States District Court for the Western District of Wisconsin	2005-2007

Education

UNIVERSITY OF WISCONSIN LAW SCHOOL

- J.D., May 2005, *magna cum laude*
- AWARDS: ORDER OF THE COIF; SALMON DALBERG AWARD to an outstanding member of graduating class; CATHERINE MANNING AWARD for service to Legal Assistance to Institutionalized Persons Program; ASSOCIATION FOR WOMEN LAWYERS' SCHOLARSHIP for academic excellence and

community service; DON A. NELSON MEMORIAL AWARD for outstanding student leadership; STATE BAR OF WISCONSIN AWARDS for highest grade in Evidence, Constitutional Law I, Sentencing & Corrections, and Advanced Criminal Procedure

- ACTIVITIES: Teaching Assistant, University of Wisconsin Legal Studies Program; Law Student Division Liaison, ABA Criminal Justice Section: Corrections & Sentencing Committee; Founder, Law Student Family Association; Member, Children's Justice Project

UNIVERSITY OF WISCONSIN-MADISON

- B.A., August 1999, History, History of Culture, Classical Humanities; Certificate, Medieval Studies

Other Legal Employment

DANE COUNTY DISTRICT ATTORNEY'S OFFICE
Prosecution Intern

5/2004-8/2004

Publications and Other Writings

ARTICLES

- *The Promises and Perils of Evidence-Based Corrections*, 91 NOTRE DAME L. REV. 537 (2016)
- *What Are We Hoping For? Defining Purpose in Deterrence-Based Correctional Programs*, 99 MINN. L. REV. 101 (2015) (symposium contribution)
- *Rethinking the Use of Community Supervision*, 103 J. CRIM. L. & CRIMINOLOGY 1015 (2013) (selected by the National Association of Criminal Defense Lawyers' Getting Scholarship Into Courts Project as a "must read")
- *The Early Demise of Early Release*, 114 W. VA. L. REV. 1 (2012) (symposium contribution)
- *Changing the Sentence Without Hiding the Truth: Judicial Sentence Modification as a Promising Method of Early Release*, 52 WM. & MARY L. REV. 465 (2010)
- *Reimagining Criminal Justice*, with Walter J. Dickey & Michael Scott, 2010 WIS. L. REV. 953

SHORT ARTICLES, ESSAYS, AND OTHER PUBLICATIONS

- *Profiles in Parole Release and Revocation Pennsylvania*, Alexis Lee Watts, Cecelia Klingele, Kevin R. Reitz, Edward E. Rhine, & Mariel Alper, ROBINA INSTITUTE OF CRIMINAL LAW & CRIMINAL JUSTICE (2016), <http://robinainstitute.umn.edu/publications/profiles-parole-release-and-revocation-pennsylvania>
- *Profiles in Parole Release and Revocation Colorado*, Kevin R. Reitz, Edward E. Rhine, Alexis Lee Watts, Mariel E. Alper, & Cecelia Klingele, ROBINA INSTITUTE OF CRIMINAL LAW & CRIMINAL JUSTICE (2016), <http://robinainstitute.umn.edu/publications/profiles-parole-release-and-revocation-colorado>
- *Profiles in Parole Release and Revocation Texas*, Alexis Watts, Edward E. Rhine, Mariel Alper, & Cecelia Klingele, ROBINA INSTITUTE OF CRIMINAL LAW & CRIMINAL JUSTICE (2016), <http://robinainstitute.umn.edu/publications/profiles-parole-release-and-revocation-texas>
- *The Role of Sentencing Commissions in the Imposition and Enforcement of Release Conditions*, FED. SENT'G REP. (2014)
- *Vindicating the Right to Counsel*, 25 FED. SENT'G REP. 87 (2012)
- *First Thoughts About "Second Look" and Other Sentence Reduction Provisions of the Model Penal Code Sentencing Revision*, with Margaret Colgate Love (symposium contribution), 42 TOLEDO L. REV. (2011)

BOOK

- COLLATERAL CONSEQUENCES OF CRIMINAL CONVICTIONS: LAW, POLICY, AND PRACTICE, with Margaret Colgate Love & Jenny Roberts (NACDL/West 2013; 2d ed. 2016)

WORKS IN PROGRESS

- *Defining Probation*
Probation is the most commonly-imposed sentence in the United States, and one of the most poorly defined. It serves a myriad of functions, from inducing plea bargains, to providing surveillance of criminals at risk of re-offense, to offering rehabilitative programming to addicts and others with significant treatable criminogenic

needs, to collecting money from individuals who owe restitution. Probation also carries with it a high statistical rate of revocation, a fact that turns what is normally thought of as a non-custodial sentence into a term of custody for many individuals who begin their sentence on probation. This article argues that probation is an appropriate disposition only for those individuals whose crimes arguably merit a potential term of custody, but who can be safely supervised and better reintegrated into a law-abiding life by remaining in the community under conditional release. It explores (for the first time) the recent growth of “administrative probation,” a common practice in which probationers are given no services and left unsupervised so long as they pay their financial penalties regularly). The article argues for the abolition of administrative probation—a development that would dramatically reduce the number of people on probation. Such a change would eliminate probation’s growing role as a debt collector for the state, and return probation to its historical roots as a sanction designed to assist individuals most likely to benefit from the services and supervision it offers.

Activities & Memberships

- BOARD OF DIRECTORS, Federal Defender Services of Wisconsin (2013-present)
- BOARD OF DIRECTORS, Friends of the Frank J. Remington Center (2012-present)
- ADVISORY BOARD MEMBER, Wisconsin Innocence Project (2012-present)
- Law and Society Association (2009-present)
- American Society of Criminology (2009-present)
- American Probation and Parole Association (2013-present)
- APPOINTED MEMBER, Policy Advisory Group, Wisconsin Catholic Conference (2010-2015)
- EDITORIAL BOARD, ABA Criminal Justice Magazine (2011-2013)
- CO-CHAIR, ABA Criminal Justice Section Academics Committee (2009-2013)
- ABA Committees on Corrections, Sentencing, and Reentry (2003-2012)

Academic Service

- EXECUTIVE COMMITTEE, UW-Madison Teaching Academy (2013-present)
- BOARD OF DIRECTORS, Friends of the Frank J. Remington Center (2012-present)
- ADVISORY BOARD MEMBER, Wisconsin Innocence Project (2012-present)
- POLICY FELLOW, COMMITTEE CONNECT, an initiative of the Wisconsin Family Impact Seminars in partnership with the UW-Madison Chancellor’s Office and La Follette School of Public Affairs (2016-present)
- WISCONSIN IDEAS TOUR ADVISORY GROUP (2016-present)
- CO-CHAIR, Law School Clinical Faculty Hiring and Promotions Committee (2014-2016)
- MEMBER, Academic Enhancement Program Committee (2014-2015, 2016-present)
- MEMBER, Law School Curriculum Committee (2014-2015)
- FACULTY STEERING COMMITTEE, Lubar Institute for the Study of Abrahamic Religions (2014-2016)

Honors & Awards

- Recipient, Vilas Faculty Early Career Investigator Award, University of Wisconsin (2014-15) (\$50,000 research grant)
- Elected member of the American Law Institute (2013)
- Named “Up and Coming Lawyer” by Wisconsin Law Journal (2013)
- Fellow, University of Wisconsin Teaching Academy, awarded in recognition of excellence in teaching and a commitment to improving the quality of teaching and learning across campus (Spring 2013); appointed to Executive Committee (Fall 2013)
- Faculty Graduation Speaker, elected by the University of Wisconsin Law School Class of 2013
- Recipient of the Timothy Harrington Award, given by St. Paul’s University Catholic Center, Madison, Wisconsin for admirable achievement by alumni (2013)

Courses Taught

- Substantive Criminal Law
- Criminal Procedure/Criminal Justice Administration
- The Role of Police in a Free Society
- Sentencing & Corrections
- Special Topics in Constitutional Law: 4th, 5th, and 6th Amendments

Presentations

ACADEMIC PRESENTATIONS

- Invited Discussant (corrections law expert), *Bridging the Gap: A Conference on Scholarship and Criminal Justice*, Arizona State University, Phoenix, AZ, scheduled February 2017
- Paper Presenter, *Evidence Based Corrections*, Institute for Research on Poverty Seminar Series, Madison, WI, September 2016
- Panelist, *Booker After 10 Years – Making Sense of the Shift to Advisory Guidelines*, Southeast Association of Law Schools (SEALS) Annual Conference, Amelia Island, FL, August 2016
- Invited Presenter, *Developments in Community-Based Corrections*, Community Supervision Seminar, Universitat Pompeu Fabra, Barcelona, Spain, June 2016
- Panelist, *Justice Scalia's Jurisprudential Legacy*, University of Wisconsin Law School, April 2016
- Public Lecture, *Criminal Justice Reform: What Is Changing, What Is Not, and Why*, Crossroads of Ideas Series, Wisconsin Institute for Discovery, University of Wisconsin-Madison, April 2016
- Paper Presenter, *Evidence-Based Correctional Reform and the Culture of Control*, Junior Faculty Exchange, Marquette University Law School, Milwaukee, WI, September 2015
- Paper Presenter, *Evidence-Based Practice and the Culture of Control* in panel on *Risks of Risk Assessments*, Law & Society, Seattle, WA, June 2015
- Moderator, *System Actor Perceptions of Community Supervision*, Diverging Worlds; Converging Worlds: Annual Conference of the Robina Institute for Criminal Justice, University of Minnesota Law School, May 2015
- Paper presenter, *Rethinking Community Supervision*, Probation Revocation in the Era of Mass Incarceration, John Jay College of Criminal Justice, New York, NY, March 2015
- Keynote Speaker, *The Project HOPE Debate*, University of Minnesota Law School Symposium, *Offenders in the Community*, October 2014
- Paper Presenter, *Reframing Sentencing and Correctional Reform*, University of Wisconsin Law School, October 2014
- Paper Presenter, *Beyond Control: Reframing Sentencing and Correctional Reform*, Big Ten Jr. Scholars Conference, August 2014
- Panelist, *The Role of Mercy in Criminal Justice*, SEALS Annual Meeting, Amelia Island, FL, August 2014
- Paper Presenter, *Beyond Control: Reframing Sentencing and Correctional Reform*, 5th Annual Crim Prof Conference, Rutgers Law School, Camden, NJ, July 2014
- Paper Presenter, *Beyond Control: Reframing Sentencing and Correctional Reform*, Notre Dame Law School, South Bend, IN, March 2014
- Paper Presenter, *Beyond Control: Reframing Sentencing and Correctional Reform*, University of Arizona Junior Scholars Conference, Phoenix, AZ, March 2014
- Research Presentation, *Guiding State Criminal Justice Reform*, American Bar Foundation, Chicago, IL, March 2014
- Paper Presenter, *Guiding Responses to Violations of Conditional Release*, Annual Meeting of the National Association of Sentencing Commissioners, Minneapolis, MN, August 2013
- Panelist, *Mass Incarceration, Criminal Sentencing, and the Politics of Crime and Punishment*, Plenary Session, Association of American Law Schools (AALS) Conference on Criminal Justice, San Diego, CA, June 2013
- Paper Presenter, *Rethinking Community Supervision*, Junior Faculty Exchange, University of Indiana-Bloomington, February 2013
- Keynote Speaker, *Collateral Consequences of Criminal Conviction*, University of Minnesota Robina Institute, October 2013

- Presenter, *Constraining Mercy*, symposium on the pardon power, University of St. Thomas School of Law, April 2012
- Presenter, *The Future of Early Release*, Georgia State Law School, symposium “The Criminal Justice System in a Time of Economic Meltdown,” January 2012
- Presenter, *The Early Demise of Early Release*, Works-In-Progress Workshop, ABA/AALS Legal Educators Colloquium, Washington, D.C., October 2011
- Moderator, *State Legislative Initiatives to Reduce Reliance on Incarceration*, ABA/AALS Legal Educators Colloquium, Washington, D.C., October 2011
- Donley Speaker, West Virginia School of Law, symposium “Crime and Punishment: The Legal Ramifications of Prison Overcrowding,” March 2011
- Panelist, *Sentencing Overview: Where We Are & How We Got Here*, Toledo Law School, symposium “Ohio’s Sentencing Policies and Practices, Costs and Consequences,” February 2011
- Presenter, *Discretionary Decisionmaking by Community Corrections Agents*, Midwest Law & Society Retreat, October 2010
- Panelist & Reader, *Victims’ Rights and Victims’ Wrongs: Comparative Liability in Criminal Law*, Law & Society Association Annual Meeting, May 2010
- *Judicial Sentence Modification & Early Release*, University of St. Thomas School of Law, March 2010

OTHER PRESENTATIONS

- CLE Presenter, *Evidence Based Corrections*, Wisconsin Judicial Conference, scheduled May 2017
- Lecturer, *Paying the (System’s) Bills*, Oregon Public Library, Oregon, WI, March 2017
- Lecturer, *Paying the (System’s) Bills*, Waunakee Public Library, Waunakee, WI, March 2017
- CLE Presenter, *O.T. 2015 Supreme Court Criminal Cases*, Dane County Bar Association, Madison, Wisconsin, scheduled February 2017
- CLE Presenter, *O.T. 2015 Supreme Court Cases: The Criminal Docket*, Wisconsin State Public Defender’s Conference, Milwaukee, Wisconsin, November 2016
- Presenter, *Best Practices in Probation Sentencing*, Massachusetts Superior Court Judicial Conference, November 2016
- CLE Presenter, *O.T. 2015 Supreme Court Cases: The Criminal Docket*, Wisconsin State Public Defender’s Conference, Milwaukee, Wisconsin, November 2016
- Criminal Justice Expert, University of Wisconsin “Real Town Hall Meeting” Series, Madison, WI, October 2016
- Invited Participant, U.S. Sentencing Commission Roundtable on Potential Structural Reforms of the Federal Sentencing System, October 2016
- Panelist, *And the Poor Pay Supervision Fees*, Annual Conference of the American Probation and Parole Association, Cleveland, OH, August 2016
- Presenter, *Mental and Behavioral Health Challenges Facing Corrections*, 22nd Annual Bowhay Institute for Legislative Leadership Development, Council of State Governments, Madison, WI, August 2016
- CLE Presenter, *O.T. 2014 Supreme Court Cases: The Criminal Docket*, Dane County Bar Association, Madison, Wisconsin, May 2016
- CLE Presenter, *Justice Scalia’s Criminal Law Legacy*, Annual Meeting of the Western District of Wisconsin Federal Bar Association, Madison, WI, May 2016
- Presenter, *The State of Corrections*, University of Wisconsin-Madison Wisconsin Ideas Tour, May 2016
- Presenter, *Miranda’s Legacy*, Dane County Bar Association Law Day Celebration, Madison, WI, April 2016
- Presenter, *The Challenges of Grounded Legal Practice*, Wisconsin State Bar Leaders Conference, May 2016
- Presenter, *Pathways in the Law Career Series*, Women Litigators Networking Group, Milwaukee, WI, March 2016
- CLE Presenter, *O.T. 2014 Supreme Court Cases: The Criminal Docket*, Wisconsin State Public Defender’s Conference, Milwaukee, Wisconsin, November 2015
- Presenter, *Juvenile Correctional Reform*, 21st Annual Bowhay Institute for Legislative Leadership Development, Council of State Governments, Madison, WI, August 2015
- CLE Moderator, *Judicial Perspectives on Federal Sentencing*, Western District Federal Defense Bar, Madison, WI, June 2015

- Presenter, *Juvenile Corrections in Wisconsin*, University of Wisconsin-Madison Wisconsin Ideas Tour, May 2015
- Panelist, *National Developments in Sentencing Policy*, Seventh Circuit U.S. Court of Appeals Annual Conference, Milwaukee, WI, May 2015
- Presenter, *Corrections in the State and Nation*, Wisconsin Ideas Tour, sponsored by the University of Wisconsin-Madison, May 2015
- Panelist, *Discussing Campus Rape*, Humanities NOW, University of Wisconsin-Madison, March 2015
- CLE Presenter, *Collateral Consequences: New Developments and Best Practices*, Legal Aid of Buffalo, Buffalo, NY, February 2015.
- CLE Presenter, *O.T. 2013 Supreme Court Cases: The Criminal Docket*, Wisconsin State Public Defender's Conference, Milwaukee, Wisconsin, November 2014
- What Does the Fourth Amendment Really Protect?, *Constitution Day Celebration*, University of Wisconsin Law School, scheduled September 2014
- CLE Presenter, *Holistic Representation in a Time of Limited Resources*, Missouri State Public Defenders Conference, June 2014.
- Presenter, *The Silent Sentence*, Annual Judicial Conference, United States District Court for the Northern District of California, Napa, CA, April 2014
- Speaker & Discussant, *Juvs: What's Changing in American Juvenile Justice*, Series on Hyperincarceration, Center for Social Concerns, University of Notre Dame, March 2014
- Presenter, *Collateral Consequences of Criminal Conviction: New Developments and Best Practices*, National Association of Criminal Defense Lawyers Annual Conference, New Orleans, LA, March 2014
- CLE Presenter, *O.T. 2012 Supreme Court Cases: The Criminal Docket*, Dane County Bar Association, Madison, WI, December 2013
- Panelist, *Developing Technologies and the Fourth Amendment*, Wisconsin Legislative/Judicial Conference, Madison, WI, October 2013
- Presenter, *Collateral Consequences of Conviction*, Wisconsin Association of Criminal Defense Lawyers, June 2013
- Presenter, *Corrections and Public Safety*, University of Wisconsin-Madison Wisconsin Ideas Tour, May 2013
- Keynote Presenter (on topic of national criminal justice reform), "Public Safety, Public Health, Prosperous Communities," symposium for the Ohio State Legislature, co-sponsored by The Sentencing Project & the Ohio Justice & Policy Center, Columbus, Ohio, April 2013
- CLE Presenter, *O.T. 2011 Supreme Court Cases: The Criminal Docket*, Wisconsin State Public Defender's Conference, Milwaukee, Wisconsin, November 2012
- CLE Presenter, *First Monday Supreme Court Review*, Dean's Summit, UW Law School, Madison, WI, September 2012
- Presenter, *Collateral Consequences of Conviction*, Law Day Celebration, Dane County, Wisconsin, May 2, 2012
- Panelist, *Hot Topics in Supreme Court Litigation*, Eastern District of Wisconsin Bar Association Annual Meeting, Milwaukee, Wisconsin, April 26, 2012
- Presenter, *The Effects of Jones v. United States on the Day-to-Day Operation of the Criminal Justice System*, UW Chapter of the NACDL, April 12, 2012
- CLE Presenter, *So You've Been Sentenced and Convicted. Now For the Bad News...*, presentation on the collateral consequences of criminal conviction, James E. Doyle Inns of Court, Madison, Wisconsin, February 2012
- Keynote Speaker, *Good Intentions and Misguided Assumptions: Why Appellate Courts Fail to Deliver What Trial Courts Need*, Annual Meeting of the Western District of Wisconsin Bar Association, June 2011
- Panelist, *Incarceration and Prison Outreach*, Wisconsin Catholic Conference, "Catholics at the Capitol," April 2011