

# **JOSHUA DRESSLER**



*Michael E. Moritz College of Law, The Ohio State University*  
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## **EDUCATIONAL BACKGROUND**

*B.A., U.C.L.A., 1968*  
Magna Cum Laude  
Phi Beta Kappa  
Political Science Honors  
Social Science Honors

*J.D., U.C.L.A., 1973*  
Order of the Coif

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## **ACADEMIC POSITIONS: TENURE-TRACK**

### **OHIO STATE UNIVERSITY COLLEGE OF LAW**

2001 - Present  
Frank R. Strong Chair in Law  
University Distinguished lecturer (2005)  
University Distinguished Scholar (2007)

### **MCGEORGE SCHOOL OF LAW, UNIVERSITY OF THE PACIFIC**

1993 - 2001  
Distinguished Professor and Scholar, 2000 -2001  
Professor of Law, 1993-2000  
Eberhardt Teacher and Scholar Award (1995)

### **WAYNE STATE UNIVERSITY LAW SCHOOL**

1982 - 1993  
Professor of Law  
Career Development Chair (1986)  
Donald H. Gordon Teaching Excellence Award (1990)

**HAMLIN UNIVERSITY SCHOOL OF LAW**

1977 - 1982

Professor of Law 1979 - 1982

Associate Professor of Law 1977 - 1979

"Best Professor" award (1981)

**SAN FERNANDO VALLEY COLLEGE OF LAW**

1975 - 1977

Assistant Professor of Law 1975 - 1977

"Outstanding Professor" Award (1976)

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**ACADEMIC POSITIONS: VISITOR**

**SEATTLE UNIVERSITY**

Summer 2008

**UNIVERSITY OF AUCKLAND**

Summer 2004

**UNIVERSITY OF MICHIGAN**

Fall, 1991, Fall, 2000

**UNIVERSITY OF CALIFORNIA, BERKELEY**

Fall, 1997; Fall 1998

**UNIVERSITY OF BRITISH COLUMBIA/  
SOUTHWESTERN UNIVERSITY LAW SCHOOL/**

Summer, 1997

**UNIVERSITY OF CALIFORNIA, DAVIS**

Fall, 1995

**UCLA SCHOOL OF LAW**

1983 - 1984

**UNIVERSITY OF IOWA**

Summer Session 1979

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## **PUBLISHED BOOKS**

- ENCYCLOPEDIA OF CRIME AND JUSTICE (4 Volumes) (Editor-in-Chief) (Macmillan Reference USA: Revised Edition, 2002)
- CRIMINAL PROCEDURE: PRINCIPLES, POLICIES, AND PERSPECTIVES (co-author, George C. Thomas III) (West: 1999) (2d ed.: 2003) (3d ed.: 2006) (4th ed. 2010)
- CRIMINAL PROCEDURE: INVESTIGATING CRIME (West: 2003) (West: 2006) (West: 2010)
- CRIMINAL PROCEDURE: PROSECUTING CRIME (West: 2003) (West: 2006) (West 2010)
- CASES AND MATERIALS ON CRIMINAL LAW (West: 1994) (2d ed: 1999) (3d ed. 2003) (4<sup>th</sup> ed. 2007) (5<sup>th</sup> ed. 2009)
- UNDERSTANDING CRIMINAL LAW (Matthew Bender: 1987) (2d ed: 1995) (3d ed. 2001) (4<sup>th</sup> ed. 2006) (5<sup>th</sup> ed. 2009)
- UNDERSTANDING CRIMINAL PROCEDURE (Matthew Bender: 1991) (2d ed: 1997) (3d ed. 2002) (4<sup>th</sup> ed. 2007) (5<sup>th</sup> ed. 2010)

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## **ARTICLES/CHAPTERS**

- *Some Very Modest Reflections on Excusing Criminal Wrongdoers*, \_\_\_ Texas Tech L. Rev. (Forthcoming: 2009).
- *Provocation: Explaining and Justifying the Defense in Partial Excuse, Loss of Self-Control Terms*, in CRIMINAL LAW CONVERSATIONS (Oxford University Press 2009).
- *Duress*, in HANDBOOK ON THE PHILOSOPHY OF CRIMINAL LAW (Oxford University Press 2009).
- *Battered Women, Sleeping Abusers, and Political and Moral Theory*, in ESSAYS ON CRIMINAL LAW (Oxford University Press 2009).
- *Reforming Complicity Law: Trivial Assistance as a Lesser Offense?*, 5 OHIO ST. J. CRIM. L. 427 (2008).

- *Theories of Punishment*, in ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES (Routledge, 2006).
- *Battered Women and Sleeping Abusers: Some Reflections*, 3 OHIO ST. J. CRIM. L. 457 (2006).
- *The Wisdom and Morality of Present-Day Criminal Sentencing*, 38 AKRON L. REV. 853 (2005).
- *Criminal Law, Moral Theory, and Feminism: Some Reflections on the Subject and on the Fun (and Value) of Courting Controversy*, 48 ST. LOUIS UNIVERSITY LAW JOURNAL 1143 (2004).
- *The Model Penal Code: Like a Classic Movie in Need of a Remake?*, 1 OHIO ST. JOURNAL OF CRIMINAL LAW 157 (2003).
- \_\_\_\_\_ *Why Keep the Provocation Defense?: Some Reflections on a Difficult Subject*, 86 MINNESOTA LAW REVIEW 959 (2002).
- *Battered Women Who Kill Their Sleeping Tormenters: Reflections on Maintaining Respect for Human Life While Killing Moral Monsters*, in CRIMINAL LAW THEORY: DOCTRINES OF THE GENERAL PART 259 (Oxford University Press, 2002).
- *Joseph Grano: Not Quite a Closet Liberal*, 46 WAYNE LAW REVIEW 1223 (2000).
- *Does One Mens Rea Fit All?: Thoughts on Alexander's Unified Conception of Criminal Culpability*, 88 CALIF. L. REV. 25 (2000).
- *Some Brief Thoughts (Mostly Negative) About "Bad Samaritan" Laws*, 40 SANTA CLARA LAW REVIEW 971 (2000).
- *Death Duty: A Somewhat Modest Proposal to Bring Executions to the People*, 2 GREEN BAG 345 (1999).
- *Kent Greenawalt, Criminal Responsibility, and the Supreme Court: How a Moderate Scholar Can Appear Immoderate Thirty Years Later*, 74 NOTRE DAME LAW REVIEW 1507 (1999).

- *Where We Have Been and Where We Might Be Going: Some Cautionary Reflections on Rape Law Reform*, 46 CLEV. ST. L. REV.409 (1998) (article presented with 68th Cleveland-Marshall Fund Visiting Scholar Lecture)
- *Battered Women, Sleeping Abusers, and Criminal Responsibility*, 2 CHICAGO POLICY REVIEW 1 (Fall, 1997).
- *When "Heterosexual" Men Kill "Homosexual" Men: Reflections on Provocation Law, Sexual Advances, and the "Reasonable Man" Standard*, 85 JOURNAL OF CRIMINAL LAW AND CRIMINOLOGY 726 (1995).
- *Hating Criminals: How Can Something that Feels So Good Be Wrong?*, 88 MICHIGAN LAW REVIEW 1448 (1990).
- *Exegesis of the Law of Duress: Justifying the Excuse and Searching for Its Proper Limits*, 62 SOUTHERN CALIFORNIA LAW REVIEW 1331 (1989).
- *Provocation: Partial Justification or Partial Excuse?*, 51 MODERN LAW REVIEW 467 (1988).
- *Reflections on Excusing Wrongdoers: Moral Theory, New Excuses, and the Model Penal Code*, 19 RUTGERS LAW JOURNAL 671 (1988).
- *Justifications and Excuses: A Brief Review of the Concepts and the Literature*, 33 WAYNE LAW REVIEW 1155 (1987).
- *Reassessing the Theoretical Underpinnings of Accomplice Liability: Providing Some New Solutions to an Old Problem*, 37 HASTINGS LAW JOURNAL 91 (1985).
- *Survey of School Principals Regarding Alleged Homosexual Teachers in the Classroom: How Likely (Really) is Discharge?*, 10 DAYTON LAW REVIEW 599 (1985).
- *A Lesson in Incaution, Overwork, and Fatigue: The Judicial Miscraftsmanship of Segura v United States*, 26 WILLIAM AND MARY LAW REVIEW 375 (1985).
- *Reaffirming the Moral Legitimacy of the Doctrine of Diminished Capacity: A Brief Reply to Professor Morse*, 75 JOURNAL OF CRIMINAL LAW AND CRIMINOLOGY 953 (1984).

- *New Thoughts About the Concept of Justification in the Criminal Law: A Critique of Fletcher's Thinking and Rethinking*, 32 UCLA LAW REVIEW 61 (1984).
- *Rethinking Heat of Passion: A Defense in Search of a Rationale*, 73 JOURNAL OF CRIMINAL LAW AND CRIMINOLOGY 421 (1982).
- *Effect of Legal Education Upon Perceptions of Crime Seriousness: A Response to Rummel v Estelle*, 28 WAYNE LAW REVIEW 1247 (1982).
- *Substantive Criminal Law Through the Looking Glass of Rummel v Estelle: Proportionality and Justice as Endangered Doctrines*, 34 SOUTHWESTERN LAW JOURNAL 1063 (1981).
- *Jurisprudence of Death by Another: Accessories and Capital Punishment*, 51 UNIVERSITY OF COLORADO LAW REVIEW 17 (1979).
- *Professor Delgado's "Brainwashing" Defense: Courting a Determinist Legal System,"* 63 MINNESOTA LAW REVIEW 335 (1979).
- *Study of Law Student Attitudes Regarding the Rights of Gay People to be Teachers*, 4 JOURNAL OF HOMOSEXUALITY 315 (1979).
- *Judicial Homophobia: The Gay Rights Movement's Biggest Roadblock*, CIVIL LIBERTIES REVIEW (Jan.- Feb. 1979: 19).
- *Gay Teachers: A Disesteemed Minority in an Overly Esteemed Profession*, 9 RUTGERS-CAMDEN LAW JOURNAL 399 (1978).

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#### **OTHER PROFESSIONAL WORK**

- CRIMINAL PROCEDURE (Casenotes Outlines: Aspen) (1991; 1993; 1997; 2001)
- CRIMINAL LAW (Casenotes Outlines: Aspen) (1990; 1995; 1996)
- CRIMINAL LAW and CRIMINAL PROCEDURE tapes (Outstanding Professor series, Sum & Substance: West Group, 1995, 1998, 2001, 2004, 2006)
- CRIMINAL LAW (Blackletter Outline 2005).

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## **PROFESSIONAL ORGANIZATIONS**

American Law Institute  
American Philosophical Association  
American Society for Political & Legal Philosophy  
American Society of Criminology

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## **PROFESSIONAL ACTIVITIES**

- Law School Advisory Board, Thomson West (2008- )
- Association of American Law Schools Academic Freedom & Tenure Committee (2008-2011)
- University Distinguished Scholar Award Selection Committee, 2007-2008
- Editorial Advisory Board, LexisNexis (2005-2008)
- Editorial Board, JOURNAL OF LEGAL EDUCATION (2004 - 2007)
- Founder and Co-Editor, OHIO STATE JOURNAL OF CRIMINAL LAW (2002-Present)
- Members Consultative Group, The American Law Institute, MODEL PENAL CODE: SENTENCING revisions (2002-Present)
- Faculty Managing Editor, OHIO STATE JOURNAL OF CRIMINAL LAW (2002-Present)
- Board of Advisors, THE GREEN BAG (2000- 2003)
- Advisory Board., CRIMINAL LAW & PROCEDURE ABSTRACTS (1996 - Present)
- Advisory Board., JOURNAL OF CRIMINAL LAW & CRIMINOLOGY (1995 - Present)
- Associate Editor, CRIMINAL JUSTICE ETHICS (1988 - Present)
- Consulting Editor, JOURNAL OF HOMOSEXUALITY (1981 - 1993)
- Teacher, AALS Workshop for New Law Teachers, July 24-26, 1997

- Assessor, University of Bristol (international search for Chair of Criminal Law) (1995)
- Chair, AALS Section on Criminal Justice (1991)
- Co-creator, CRIMPROF (Criminal Law Professors Internet newsgroup)
- AALS Planning Committee: Teaching Conference on Criminal Law & Procedure (1986-1987)

**Papers/Programs (incomplete):**

- Keynote Address, Conference on Excuses, Texas Tech University School of Law, April 2, 2009.
- 2009 Stuart Ryan Memorial Visitor, Queen's University, March 16-20, 2009.
- *Reforming Complicity Law*, University of California, Davis, School of Law, February 22, 2008.
- *Complicity*, 23<sup>rd</sup> World Congress of the International Association of Legal and Social Philosophy, Krakow, Poland, August 5, 2007 (invited paper).
- Faculty invited speaker, Rutgers University (Camden) School of Law, April 9, 2006.
- Invited speaker, *Sexuality, Violence, and the Criminal Law Panel*, American Philosophical Association (Pacific Division), Portland, Oregon, March 24, 2006.
- Yale Rosenberg Memorial Lecture, *Battered Women Who Kill: Some Moral and Legal Reflections*, University of Houston Law Center, February 9, 2006.
- Keynote address, Student Note Symposium, Notre Dame Law School, April 7, 2005.
- *Moral and Criminal Law Reflections on Battered Women Who Kill Sleeping Abusers: Convict or Acquit, and Why*, Ohio State University Distinguished Lecture, February 22, 2005.
- Keynote address, International Conference on Comparative Criminal Procedure (sponsored by Conference on Foreign Relations and Ford Foundation), February 10, 2005.

- *Violent Men, Battered or Killed Women: Reflections on Feminist Critiques of Current Criminal Defense Law*, New York University School of Law Hoffinger Colloquium, April 27, 2004.
- *Reflections on Provocation Law*, Fordham University School of Law, April 27, 2004.
- *Theories of Punishment and Sentencing Provisions: Are They in Conflict?*, University of Akron Law School, March 31, 2004.
- *Reflections on the Morality and Wisdom of the Death Penalty*, University of Toledo College of Law, February 5, 2004.
- “Some Reflections and Musings about Elders in the Criminal Justice System: Theories of Punishment and the Elderly,” Association of American Law Schools (AALS) Annual Meeting, Joint Program of Sections on Again and the Law and Criminal Justice, January 5, 2002.
- “What is the Point of Teaching and Scholarship in Criminal Law and Procedure?”, AALS Conference on Criminal Justice, Washington, D.C., June 11, 2000.
- “Some Brief Thoughts (Mostly Negative) About Bad Samaritan Laws,” University of Santa Clara School of Law, Law, Ethics, and Good Samaritan Conference, March 24, 2000.
- “Battered Women Who Kill Their Sleeping Tormenters: Reflections on Maintaining Respect for Human Life While Killing Moral Monsters,” University of Birmingham (England), Criminal Law: Doctrines of the General Part (Conference), November 6, 1999.
- “Does One Mens Rea Fit All?: Thoughts on Alexander’s Unified Conception of Criminal Culpability,” University of California, The Morality of Criminal Law” Symposium in Honor of Professor Sandy Kadish, October 2, 1999.
- “Battered Women, Sleeping Abusers, and Criminal Responsibility,” Cleveland State University, Cleveland-Marshall College of Law, Cleveland-Marshall Fund Visiting Scholar Lecture, March 25, 1999.
- “Battered Women, Sleeping Abusers, and Criminal Responsibility,” McGeorge Distinguished Speakers Series, October 22, 1998.

- Speaker and discussion leader, Association of American Law Schools, Workshop for New Law Teachers, Washington D.C., July 24-26, 1997.
- "Rape Law at the Crossroads: When Rush Limbaugh and Feminists Get in Bed Together," Drake University Law School, October 20, 1995.
- "Battered Women Who Kill Their Sleeping Abusers: In Search of a Morally Acceptable Defense for Homicide," Drake University Law School, October 19, 1995.
- "The Fourth Amendment, and Dead or Dying Letters," Continuing Education of the Bar, Nevada Bar Association, Las Vegas, Nevada, September 22, 1995.
- "Syndrome Defenses and Other New Excuses: Reflections on Soft Sciences and Hard Moral Issues," American Bar Association Appellate Judges Seminar Series, Appellate Judges Conference, Ottawa, Ontario (Canada), July 19, 1995, and Tucson, Arizona, January 17, 1996.
- "Criminal Law Defenses: Beyond the Casebook," AALS Workshop on Criminal Justice, Washington, D.C., October 28, 1993.
- "Excusing Wrongdoers: Reply to Critics," Boston University School of Law, October 30, 1992, and University of San Diego School of Law, November 20, 1992.
- "Consistency in Sentencing, Just Deserts, and Mercy: Some Reflections," Commonwealth Law Ministers, Christchurch, New Zealand, April, 1990.
- "Justification and Excuse," AALS Teaching Conference on Criminal Law, University of North Carolina Law School, May 16-21, 1987.
- "Reflections on Excuses," Indiana University School of Law, November, 1987.
- "The Model Penal Code and Excuses," American Law Institute Conference Celebrating the 25th Anniversary of the Model Penal Code, Rutgers University Law School, Camden, November 5-7, 1987.

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## **REFERENCES**

Furnished on request.

Prepared: July, 2009