



JAMES R. ACKER & ALLISON D. REDLICH

WRONGFUL CONVICTION

Law, Science, and Policy

SECOND EDITION



Wrongful Conviction Law Science And Policy

Robin T. Bowen



Wrongful Conviction Law Science And Policy:

Wrongful Conviction James R. Acker, Allison D. Redlich, 2011 This volume addresses issues of law science and policy related to wrongful convictions in the American system of justice Coverage includes the incidence correlates causes and consequences of wrongful convictions as well as recommended reforms The materials are organized in the form of a casebook comprising edited judicial decisions and complementary materials from law psychology criminal justice and related disciplines Wrongful convictions are tragedies on multiple levels By understanding how they occur however we can learn how to prevent them and better identify those that exist This text is a valuable resource for anyone interested in advancing justice and safety through our systems of criminal justice Stephen Saloom Policy Director Innocence Project The ice has finally been broken Acker and Redlich s *Wrongful Conviction* is the first casebook dedicated solely to the subject of wrongful convictions It has set a high standard of excellence that will be a tough act to follow Not only will this well organized and easy to read casebook appeal to law professors who teach seminars in such subjects as wrongful convictions criminal procedure and psychology and the law but it should also appeal to undergraduate professors who teach students interested in careers in law and criminal justice Steven A Drizin Clinical Professor of Law and Legal Director of the Center on Wrongful Convictions Northwestern University School of Law This book sets out an important and accessible track of study Starting with the question of what is a wrongful conviction the authors also explain the basic features of the criminal process and evidence law and introduce contributions from the social sciences to help our understanding of sources of error That journey will engage all interested in understanding what can cause wrongful convictions and what can improve the quality of criminal justice Brandon L Garrett Professor of Law University of Virginia School of Law Acker and Redlich provide a current and comprehensive analysis of the legal procedures and standards that produce and resolve wrongful criminal convictions Their presentation is part handbook for lawyers part history lesson for scholars and part quest for policy reforms Their coverage is engaging and broad from false confessions and faulty eyewitness identification to flawed forensic evidence and ultimately compensation for those who are exonerated I urge all defense attorneys to read and use this book and I beg all prosecutors to do the same Professors around the country assign this book to all of your students Kimberly J Cook Professor of Sociology and Criminology University of North Carolina Wilmington Acker and Redlich have succeeded admirably in achieving their goals of selecting watershed and little known but important cases that define and illustrate the focal issues in each area of wrongful conviction and in discussing the results of relevant social science research and their policy implications The notes and questions following each section are excellent The notes provide supplemental material in a condensed fashion and the questions prompt thoughtful dialogue and encourage further study an outstanding scholarly contribution to the field of wrongful conviction Criminal Law Bulletin An excellent book It should also be on the shelf of every scholar interested in wrongful convictions as it provides a wealth of important materials Criminal Justice Review **Ethics and the Practice of**

Forensic Science Robin T. Bowen, 2024-03-08 Integrity and honesty are the hallmarks of science and especially so in the case of forensic science making the study and practice of ethics essential to the field Ethics and the Practice of Forensic Science Third Edition directly addresses common stressors that can induce or lead professionals working in forensic laboratories law enforcement the judicial system and at crime scenes to commit misconduct While forensic scientists investigators and experts are intrinsically ethical by nature the reality is that these individuals face challenges including departmental or political pressures lack of training and conflicting standards The difference however is that the work done by forensic professionals has the ability to compromise another person's freedom potentially leading to arrest incarceration and miscarriages of justice Police and forensic professionals confront ethical dilemmas every day some situations that fall within clear protocols or standards and others that frequently have no definitive answers Ethics and the Practice of Forensic Science Third Edition includes updated information and case studies as well as recent research findings focused on ethics in forensic science Chapters examine investigation and police culture through the lens of professional challenges incorporating important information about the history of wrongful convictions and including recent developments in overturned wrongful convictions and the work of various innocence projects Throughout the book case examples of bias ethical violations and instances of tampering with evidence present the dangers of compromising one's ethical standards Through such cases the book sheds light on the problem and offers alternative courses of action presenting examples of what to do and what not to do when faced with ethical decisions in gathering handling analyzing and presenting evidence *Wrongful Conviction and Criminal Justice Reform* Marvin Zalman, Julia Carrano, 2013-10-30 Wrongful Conviction and Criminal Justice Reform is an important addition to the literature and teaching on innocence reform This book delves into wrongful convictions studies but expands upon them by offering potential reforms that would alleviate the problem of wrongful convictions in the criminal justice system Written to be accessible to students Wrongful Conviction and Criminal Justice Reform is a main text for wrongful convictions courses or a secondary text for more general courses in criminal justice political science and law school innocence clinics *Overturning Wrongful Convictions* Elizabeth A. Murray, PhD, 2015-01-01 Imagine being convicted of a crime you didn't commit and spending years behind bars Since 1989 more than 1 400 Americans who experienced this injustice have been exonerated Some of the people who have won their freedom include Ronald Cotton who was falsely convicted of raping a college student Nicole Harris who was unjustly imprisoned for the death of her son and intellectually disabled Earl Washington Jr who was unfairly sentenced to death for the rape and murder of a young mother Wrongful convictions shatter lives and harm society by allowing real perpetrators to potentially commit additional crimes How can such injustices happen Overturning Wrongful Convictions recounts stories of individuals who served someone else's prison time due to mistaken eyewitness identification police misconduct faulty forensic science poor legal representation courtroom mistakes and other factors You'll learn about the legal processes that can lead to unjust convictions and about the Innocence

Project and other organizations dedicated to righting these wrongs The sciences including psychology criminology police science and forensic science work hand in hand with the legal system to prosecute and punish those people whose actions break laws Those same sciences can also be used to free people who have been wrongfully convicted As a society can we learn from past mistakes to avoid more unjust convictions

WRONGFUL CONVICTION John A. Humphrey, Kaitlyn M. Clarke, 2018-01-04 The magnitude of wrongful conviction is increasing across the country and around the world with individuals arrested convicted and incarcerated for extended periods of time This book provides an understanding of legal remedies organizational reforms and policy changes that have been proposed and implemented In various jurisdictions these procedures reduce the likelihood of a wrongful conviction Legal and organizational reforms and changes in criminal justice policy are considered at three key junctures of the process 1 the investigation evidence gathering and forensic analysis 2 prosecutorial decision making and 3 the judicial review and exoneration of a wrongfully convicted defendant Each chapter opens with a wrongful case vignette that illustrates the reform strategies being considered The investigatory process is studied on each case and the police process is analyzed in detail Part 1 includes the introductory chapter that provides an overview of wrongful convictions and the investigatory process routinely employed to gather evidence and identify a suspect The analysis of forensic evidence is explored including the chain of custody contamination of the evidence misinterpretation and the falsification of forensic reports Part 2 focuses on the prosecutors defense attorneys judges and juries Plea bargaining strategies coaching witnesses violations of the rules of discovery use of jailhouse snitches inadequate defense counseling lack of preparation and adequate resources are examined Part 3 analyzes the processes involved in the reversal of wrongful convictions the judicial review and obstacles encountered in the exoneration process In addition the authors provide a thorough analytical overview of the criminal justice processes involved in wrongful conviction and the reforms that are needed to prevent and reverse injustices This book is an invaluable resource for prosecutors defense attorneys judges advocates for the wrongfully convicted criminal justice policymakers law and society and will contribute to academic courses in the fields of criminology and justice

Anatomy of Innocence Laura Caldwell, Leslie S. Klinger, 2017-03-28 Recalling the great muckrakers of the past an outraged team of America's best selling writers unite to confront the disasters of wrongful convictions Wrongful convictions long regarded as statistical anomalies in an otherwise sound justice system now appear with frightening regularity But few people understand just how or why they happen and more important the immeasurable consequences that often haunt the lucky few who are acquitted years after they are proven innocent Now in this groundbreaking anthology fourteen exonerated inmates narrate their stories to a roster of high profile mystery and thriller writers including Lee Child Sara Paretsky Laurie R King Jan Burke and S J Rozan while another exoneree's case is explored in a previously unpublished essay by legendary playwright Arthur Miller An astonishing and unique collaboration these testimonies bear witness to the incredible stories of innocent men and women who were convicted of serious crimes and cast

into the maw of a vast and deeply flawed American criminal justice system before eventually and miraculously being exonerated. Introduced by best selling authors Scott Turow and Barry Scheck these master storytellers capture the tragedy of wrongful convictions as never before and challenge readers to confront the limitations and harsh realities of the American criminal justice system. Lee Child tells of Kirk Bloodsworth who obsessively read about the burgeoning field of DNA testing cautiously hoping that it held the key to his acquittal until he eventually became the first person to be exonerated from death row based on DNA evidence. Judge John Sheldon and author Gayle Lynds team up to share Audrey Edmunds's experience raising her children long distance from her prison cell. And exoneree Gloria Killian recounts to S J Rozan her journey from that fateful knock on the door and the initial shock of accusation to the scars she carries today. Together the powerful stories collected within the *Anatomy of Innocence* detail every aspect of the experience of wrongful conviction as well as the remarkable depths of endurance sustained by each exoneree who never lost hope.

The Routledge History of Crime in America James Campbell, Vivien Miller, 2024-12-27. Covering a broad chronology from the colonial era to the present this volume's 28 chapters reflect the diverse approaches, interests and findings of an international group of new and established scholars working on American crime histories today. The book is organized around major themes in crime history including violence, science and technology, culture, gender and organized crime and it addresses pressing contemporary concerns such as mass incarceration and the racial politics of crime in modern America. It also engages with the history of crime literature, film and popular culture from colonial execution sermons to true crime television in the twenty first century. The volume is alert to continuities and diversity over time and place in the history of American crime notably in chapters on the South, the West and the impact of urbanization on practices and ideas about crime and law enforcement in different periods of the American past. *The Routledge History of Crime in America* is an indispensable interdisciplinary resource for students and researchers working in areas of crime, crime policy, punishment, policing and incarceration.

Wrongful Convictions and Miscarriages of Justice C. Ronald Huff, Martin Killias, 2013. This innovative work builds on Huff and Killias' earlier publication (2008) but is broader and more thoroughly comparative in a number of important ways. 1 while focusing heavily on wrongful convictions it places the subject of wrongful convictions in the broader contextual framework of miscarriages of justice and provides discussions of different types of miscarriages of justice that have not previously received much scholarly attention by criminologists. 2 it addresses in much greater detail the questions of how and how often wrongful convictions occur. 3 it provides more in depth consideration of the role of forensic science in helping produce wrongful convictions and in helping free those who have been wrongfully convicted. 4 it offers new insights into the origins and current progress of the innocence movement as well as the challenges that await the exonerated when they return to free society. 5 it assesses the impact of the use of alternatives to trials especially plea bargains in the U S and summary proceedings and penal orders in Europe in producing wrongful convictions. 6 it considers how the U S and Canada have responded to 9/11 and the increased

threat of terrorism by enacting legislation and adopting policies that may exacerbate the problem of wrongful conviction and 7 it provides in depth considerations of two topics related to wrongful conviction voluntary false confessions and convictions which although technically not wrongful since they are based on law violations represent another type of miscarriage of justice since they are due solely to unjust laws resulting from political repression **The Problem with Capital**

Punishment and Why It Should Be Abolished in America Vincent R. Jones Sr.,2023-11-06 One of the most controversial subjects in criminal law is whether or not we should continue to use capital punishment as the ultimate punitive sanction The intended focus of The Problem with Capital Punishment and Why It Should Be Abolished in America is to take a harsh critical look at theories in support of the use of this form of punishment and expose the truth about capital punishment it is extremely costly it is arbitrarily applied there have been too many innocent persons exonerated from death row and the only consistency with execution seems to be that of the mentally ill the poor and those without adequate legal representation and by using methods that are inhumane and cruel and unusual This book shows that our current system of capital punishment is fraught with error insanely expensive and administered in such a manner that the possibility of executing a completely innocent person is not only possible but likely if we continue upon our present course After reading this book the reader will be left with no reasonable doubt that the time has come to abolish capital punishment in America **The Politics of**

Innocence Robert J. Norris,William D. Hicks,Kevin J. Mullinix,2023-09-19 A demonstration of how wrongful convictions have transformed American criminal justice and how political ideology divides and shapes the innocence movement s fight for reform Controversies in Innocence Cases in America Sarah Lucy Cooper,2016-05-13

Controversies in Innocence Cases in America brings together leading experts on the investigation litigation and scholarly analysis of innocence cases in America from legal political and ethical perspectives The contributors many of whom work on these cases daily investigate contemporary issues presented by innocence cases and the exoneration movement as a whole These issues include the challenges faced by the movement causes of wrongful convictions problems associated with investigating proving and defining innocence and theories of reform Each issue is placed within a multi disciplinary perspective to provide cogent observations and recommendations for the effective handling of these cases and for what changes should be adopted in order to improve the American criminal justice system when it is faced with its most harrowing sight an innocent defendant

Realities of Criminology and Criminal Justice Matthew Robinson,2023-12-20 The book is a follow up to Lessons in Criminology and Criminal Justice where 25 facts about crime and criminal justice were discussed The book tells the story of 25 more facts that the author has learned in his quarter century of working in the fields of criminology and criminal justice The book lays out each fact one at a time and then presents research in support of that fact The facts pertain to issues of crime justice policing courts corrections race crime prevention biases in criminal justice drug use and abuse and social control more generally Though the book is scholarly in nature it is written for the layperson and novice student Using humor

where appropriate but also utilizing a tell it like it is approach the book will be always interesting timely and engaging and occasionally funny *The Oxford Handbook of Human Memory, Two Volume Pack* Michael J. Kahana,Anthony D.

Wagner,2024 The Oxford Handbook of Human Memory provides an authoritative overview of the science of human memory its application to clinical disorders and its broader implications for learning and memory in real world contexts Organized into two volumes and eleven sections the Handbook integrates behavioral neural and computational evidence with current theories of how we learn and remember Overall The Oxford Handbook of Human Memory documents the current state of knowledge in the field and provides a roadmap for the next generation of memory scientists established peers and practitioners

Female Offenders and Reentry Lisa M. Carter,Catherine D. Marcum,2017-07-20 Often research concerning the female offender is scarce This book adds to the criminological literature on the topic of reentry for women focusing on the barriers women face as they return to society and adjust to life after incarceration Each chapter addresses specific issues challenges and obstacles affiliated with the hindrance of successful reentry processes associated with female offenders as well as data driven empirical studies While corrections has often misunderstood or overlooked the needs of returning offenders the shortcomings of the institutions have a greater impact on women than on their male counterparts particularly regarding the occurrence of social and medical problems especially those related to mental health and substance abuse Female Offenders and Reentry helps criminal justice students and practitioners see the full picture when considering the challenges faced by female offenders reintegrating into society

Wrongful Convictions and Forensic Science Errors John Morgan,2023-03-29 Forensic Science Errors and Wrongful Convictions Case Studies and Root Causes provides a rigorous and detailed examination of two key issues the continuing problem of wrongful convictions and the role of forensic science in these miscarriages of justice This comprehensive textbook covers the full breadth of the topic It looks at each type of evidence historical factors system issues organizational factors and individual examiners Forensic science errors may arise at any time from crime scene to courtroom Probative evidence may be overlooked at the scene of a crime or the chain of custody may be compromised Police investigators may misuse or ignore forensic evidence A poorly trained examiner may not apply the accepted standards of the discipline or may make unsound interpretations that exceed the limits of generally accepted scientific knowledge In the courtroom the forensic scientist may testify outside the standards of the discipline or fail to present exculpatory results Prosecutors may suppress or mischaracterize evidence and judges may admit testimony that does not conform to rules of evidence All too often the accused will not be afforded an adequate defense especially given the technical complexities of forensic evidence These issues do not arise in a vacuum they result from system issues that are discernable and can be ameliorated Author John Morgan provides a thorough discussion of the policy practice and technical aspects of forensic science errors from a root cause scientific analysis perspective Readers will learn to analyze common issues across cases and jurisdictions perform basic root cause analysis and develop systemic reforms The reader is

encouraged to assess cases and issues without regard to preconceived views or prejudicial language As such the book reinforces the need to obtain a clear understanding of errors to properly develop a set of effective scientific procedural and policy reforms to reduce wrongful convictions and improve forensic integrity and reliability Written in a format and style accessible to a broad audience Forensic Science Errors and Wrongful Convictions presents a thorough analysis across all of these issues supported by detailed case studies and a clear understanding of the scientific basis of the forensic disciplines

Letters to an Incarcerated Brother Hill Harper, 2014-04 Originally published in hardcover in 2013 **Wrongful Convictions and the DNA Revolution** Daniel S. Medwed, 2017-03-30 This book examines the lessons learned from twenty five years of using DNA to free innocent prisoners and identifies lingering challenges **Critical Forensic Studies** Roberta Julian, Loene Howes, Rob White, 2021-12-20 This book provides a comprehensive overview of the emerging interdisciplinary field of critical forensic studies It reviews existing research and scholarship on forensic science from a critical social science perspective while forging a blueprint for further work in this area Forensic science has long captured the public imagination as evidenced by the popularity of many novels television programmes and true crime podcasts At the same time its role in the criminal justice system has been the subject of critique from scholars and practitioners in diverse fields In response the international forensic science community has become more involved in the scrutiny of its own knowledge and practices in relation to criminal justice objectives Moving beyond a discussion of forensic science as a suite of specialised scientific disciplines that aim to provide evidence to the courts Critical Forensic Studies offers critical insights relevant to a wide range of social actors in the criminal justice system Core content includes the history and public understandings of forensic science the professionalisation of forensic science forensic science as a social process crime scene examination and forensic intelligence experts and evidence in court technological advances and human rights interdisciplinary knowledge practice and research This book is essential reading for forensic and criminal justice practitioners and students across criminology sociology forensic science law and psychology The Lived Experiences of Claiming Wrongful Conviction in Prison Emma Burt, 2023-12-29 The Lived Experiences of Claiming Wrongful Conviction in Prison focuses on the lived experience of maintaining innocence in the prison environment and highlights the struggles and pain that such a claim can cause Using the little utilised means of conducting an interview via a series of letters the book details the experiences of 64 prisoners maintaining innocence in England and Wales and examines in depth what is unique to this population The chapters cover coping mechanisms relationships maintained with relatives relationships formed with prisoners and staff and the perceived effect of their claims on matters of progression and parole It draws on material from criminology sociology law and psychology to provide a holistic account of this population s experiences The Lived Experiences of Claiming Wrongful Conviction in Prison will be of great interest to students and scholars across the disciplines of criminology criminal justice law sociology and psychology

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