**EVELYN MALAVÉ**

St. John’s University School of Law

malavee@stjohns.edu

**ACADEMIC APPOINTMENTS**

**St. John’s University School of Law (2024—Present)**

*Assistant Professor*

Courses: Torts, Criminal Law

**Maurice A. Deane School of Law at Hofstra University (2022—2024)**

*Associate Professor*

Courses: Criminal Law, Criminal Procedure, Race and the Law

Service: Diversity Committee (2022–2023)

NYC Bar Diversity Fellowship Committee (2022–2023)

Appointments Committee (2023–2024)

**New York University School of Law (2021—2022)**

*Acting Assistant Professor of Lawyering*

Courses: Lawyering (2021–2022)

Service: Lawyering Curriculum Committee on Counseling a Client

**EDUCATION**

**New York University School of Law**,J.D., *cum laude*, May 2013

Honors: Root-Tilden-Kern Scholar – full tuition for public service, academic merit, and leadership

*New York University Law Review* Articles Editor

Center on the Administration of Criminal Law Fellow

Research Assistant to Professor Randy Hertz

Latino Law Students Association

**Yale University**,B.A. in English, Writing Concentration, May 2005

Honors: Distinction in the Major

Recipient of the Elmore A. Willets Prize for Fiction

**PUBLICATIONS**

**Academic Publications**

*Distorted Narratives in the Treatment Program Complex* (forthcoming, *Fordham Law Review* 2024*)*

*Criminal Courteaucracy* (forthcoming, *American Criminal Law Review* 2024)

* Listed on SSRN’s “Top Ten” downloads list for Criminal Procedure eJournal
* “Recommended” on Legal Theory Blog
* Mentioned on CrimProf Blog

*Prison Health Care After the Affordable Care Act: Envisioning an End to the Policy of Neglect*, 89 N.Y.U. L. Rev. 700 (2014)

*Conviction Integrity Units: Toward Prosecutorial Self-Regulation?*, *in* Wrongful Conviction and Criminal Justice Reform: Making Justice (Marvin Zalman & Julia L. Carrano eds.) (2013), with Yotam Barkai

**Selected Op-Eds and Media**

Opinion, *New York’s complex court bureaucracy shields judges from accountability*, City & State (May 3, 2024), https://www.cityandstateny.com/opinion/2024/05/opinion-new-yorks-complex-court-bureaucracy-shields-judges-accountability/396308/

Sam Mellins, *The Secret Memos Courts Refuse to Give Up*, NYFocus (Sept. 5, 2023), https://nysfocus.com/2023/09/05/nyclu-lawsuit-secret-court-memos

Opinion, *In-person Court Proceedings Are Dangerous to All Involved, Especially People of Color*, Queens Daily Eagle (Aug. 14, 2020), https://queenseagle.com/all/opinion-in-person-court-proceedings-continue-to-threaten-health-of-all-involved (with Spencer Smith, Alexandra Smith, and Haley Pessin)

Letter to the Editor, *Out of Prison, and Facing Job Discrimination*, N.Y. Times (Mar. 5, 2008), <https://www.nytimes.com/2008/03/05/opinion/lweb05prison.html>.

**EXPERIENCE**

**The Legal Aid Society Criminal Defense Practice,** Brooklyn and Queens, New York

***Staff Attorney*,** November 2014—March 2017 (Brooklyn), March 2017—May 2021 (Queens)

Represented indigent people charged with crimes in proceedings in criminal court from arraignment to disposition. Coordinated and conducted investigations. Counseled clients. Filed motions and writs of habeas corpus. Referred clients to appropriate services, including in-office social workers. Coordinated with social workers to produce pre-pleading memoranda. Prepared clients and witnesses to testify at hearings, trial, and grand jury proceedings. Represented clients at suppression hearings, and bench and jury trials. Advised clients on plea offers, and the collateral consequences of their charges, including immigration, employment, and housing collateral consequences.

**The Honorable Ronald L. Ellis, U.S. District Court for the Southern District of New York**

***Judicial Clerk***, September 2013—September 2014

**New Jersey Office of the Public Defender**, Newark, NJ

***Summer Intern***, June 2013

**Juvenile Defender Clinic**, **NYU School of Law**,New York, NY

***Student Advocate***,September 2012—May 2013

**The Defender Association**,Seattle, WA

***Summer* *Intern***,June 2012—August 2012

**Comparative Criminal Justice Clinic**, **NYU School of Law**, New York, NY

***Student Advocate***, January 2012—May 2012

**The Equal Justice Initiative**, Montgomery, AL

***Summer Intern***, June 2011—August 2011

**Legal Action Center**,New York, NY

***Legal Assistant***, August 2007—July 2010

Advocated for people with criminal records who were denied housing, employment, or occupational licenses in administrative appeals and through informal advocacy. Co-produced a know-your-rights DVD targeting formerly incarcerated people. Drafted a bill to correct rap sheet errors that was introduced in the New York State legislature.

**Yale Child Study Center**, New Haven, CT

***Community Fellow***, August 2005—September 2006

Provided in-home psychotherapy for families with children at risk of juvenile detention or psychiatric hospitalization.

**SELECTED PRESENTATIONS**

*Problematizing Defendants*, CrimFest, July 15, 2024

*Distorted Narratives*

* Junior Scholars Conference March 2, 2024
* Northeast Faculty Exchange Villanova March 20, 2024

*Distorted Narratives*, Association of American Law Schools Conference, January 6, 2024

* Selected for Criminal Procedure Section Works-in-Progress panel

*Criminal Courteaucracy*, SEALS New Scholars Program, July 25, 2023 (invited)

*Narrating Defendants*, CrimFest, July 18, 2023

*Criminal Courteaucracy*, Law and Society Association Conference, June 1, 2023

* Selected for Early Career Workshop

*Criminal Courteaucracy*, Northeast Faculty Exchange at Penn State Law School, March 23, 2023

*Courteaucracy*, Association of American Law Schools Conference, January 7, 2023

* Selected for Section on Minority Groups: New Voices/Works-in-Progress panel

*Courteaucracy*, Michael Olivas Writing Institute, July 22, 2022

*Courteaucracy*, CrimFest, July 18, 2022

*The Devil is in the Details*, Law and Society Association Conference, July 11, 2022

*Shadow Criminal Court*, Lawyering Scholarship Colloquium, NYU School of Law, December 17, 2021

*Expeditious Resistance*, Clinical Law Review Writers Workshop, October 2, 2021

*Defending Immigrant Workers and Communities*, Labor Notes: New York City Troublemakers School, September 29, 2018

**SERVICE**

Co-convener of the Markelloquium, a New York City-based criminal law colloquium, June 2024—Present

LatinoJusticePRLDEF LAWBound program, August 2023

**ADMISSIONS AND LANGUAGES**

Admitted to the New York State Bar (active)

Advanced proficiency in Spanish