

DEBORAH N. ARCHER

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ACADEMIC POSITIONS

NEW YORK UNIVERSITY SCHOOL OF LAW

Professor of Clinical Law

Jacob K. Javits Professor at New York University

Co-Faculty Director, Center on Race, Inequality, and the Law

Associate Professor of Clinical Law

Teach and direct live-client clinic in the areas of civil rights, criminal justice reform, voting rights, employment discrimination, and educational equity. Teach seminars and first-year reading group on race, critical race theory, and social justice lawyering. Serve as Co-Faculty Director of a center that provides opportunities for students, scholars, practitioners, and community members to examine and exchange ideas related to race, inequality, and leadership through advocacy, lectures, symposia, and scholarship.

New York, NY

December 2020 – Present
2020 – 2021

February 2019 – Present
July 2018 – December 2020

NEW YORK LAW SCHOOL

Professor of Law

Associate Professor of Law

Taught live-client clinics in the areas of civil rights, food equity, special education, education reform and poverty law; taught courses on social justice advocacy; Anti-Discrimination Law and Policy; Civil Procedure; Problem Solving; and Racial Discrimination and American Law.

New York, NY

June 2007 – June 2018

July 2003 – June 2007

Founder and Director, Racial Justice Project

Founded and directed legal advocacy program dedicated to protecting the constitutional and civil rights of people who have been denied their rights on the basis of race.

July 2008 – June 2018

Associate Dean for Academic Affairs and Student Engagement

Served as the chief academic officer. Provided leadership in academic program planning, development, and implementation. Managed and supervised Office of Academic Affairs, Registrar's Office, Office of Student Life, Office of Diversity and Inclusion, and Office of Academic Advising.

August 2012 – June 2015

Founder and Co-Director, Impact Center for Public Interest Law

Founded and co-directed academic center focused on expanding access to justice, eliminating the barriers to equal opportunity, and enhancing the quality of public services.

July 2014 – June 2018

Dean of Diversity and Inclusion

Served as the law school's inaugural Dean of Diversity and Inclusion. Developed and led the Office of Diversity and Inclusion. Served as the law school's Chief Diversity Officer.

June 2015 – August 2016

PROFESSIONAL EXPERIENCE

AMERICAN CIVIL LIBERTIES UNION

President

President of the country's premier civil liberties and civil rights organizations, with almost 2 million members. Chairs the National Board of Directors and lead on matters of organizational policy, substantive civil liberties policies, and financial management.

New York, NY

February 2021 – Present

NEW YORK CITY CIVILIAN COMPLAINT REVIEW BOARD

Acting Chair

Board Member

New York, NY
April 2016 – August 2016, August 2017 – December 2017

October 2014 – December 2017

Served as a Board Member and Acting Chair of the nation's oldest and largest civilian police oversight agency. The Civilian Complaint Review Board investigates, mediates, hears, makes findings, and recommends action on complaints against New York City police officers alleging the use of excessive or unnecessary force, abuse of authority, discourtesy, or the use of offensive language.

SIMPSON THACHER & BARTLETT

Litigation Associate

Participated in all aspects of litigation practice.

New York, NY

September 2000 – June 2003

NAACP LEGAL DEFENSE AND EDUCATIONAL FUND, INC.

Assistant Counsel

Responsible for trial and appellate litigation in the areas of employment discrimination, voting rights, and educational equity. Directed legal internship program.

New York, NY

September 1998 – August 2000

THE AMERICAN CIVIL LIBERTIES UNION FOUNDATION

Marvin M. Karpatkin Fellow

Participated in complex litigation at all levels of federal and state judiciary addressing issues of race and poverty. Assisted in discovery, settlement discussions, motions practice, and trial. Directed legal internship program.

New York, NY

September 1997 – August 1998

JUDGE ALVIN W. THOMPSON, U.S. DISTRICT COURT, DISTRICT OF CONNECTICUT

Law Clerk

Researched and drafted orders and dispositive rulings. Assisted Judge in preparation for, and assisted during, evidentiary hearings, criminal and civil trials, oral arguments, sentencings, and status conferences.

Hartford, CT

September 1996 – September 1997

EDUCATION

YALE LAW SCHOOL, New Haven, CT

J.D., June 1996

Honors: Charles G. Albom Prize for excellence in judicial appellate advocacy

Activities: Morris Tyler Moot Court of Appeals, Board of Directors

Yale Journal of Law and Feminism, Editor

Student Director, Advocacy for People with Disabilities Clinic

Yale Law and Policy Review, Staff Editor

Black Law Students Association

SMITH COLLEGE, Northampton, MA

B.A. in government, *cum laude*, May 1993

LEGAL SCHOLARSHIP: ARTICLES AND ESSAYS

The Fire Next Time: A Framework to Understand How Racism Persists in its Power, 120 Michigan Law Review (forthcoming 2021)

Reparations and the Right to Return, N.Y.U. Review of Law and Social Change (forthcoming 2021) (symposium)

Transportation Policy and the Underdevelopment of the Black Community, 106 Iowa Law Review 101 (2021) (reprinted in the ABA Journal of Affordable Housing & Community Development Law)

“White Men’s Roads Through Black Men’s Homes”: *Advancing Racial Equity Through Highway Reconstruction*, 73 Vanderbilt Law Review 101 (2020) (2021 winner of Law and Society Association’s John Hope Franklin Prize, Honorable Mention for “exceptional scholarship in the field of race, racism, and the law”)

Exile From Main Street, 55 Harvard Civil Rights-Civil Liberties Law Review 788 (2020)

The New Housing Segregation: The Jim Crow Effects of Crime-Free Housing Ordinances, 118 Michigan Law Review 173 (2019)

Political Lawyering for the 21st Century, 96 *Denver Law Review* 399 (2019)

Open to Justice: The Importance of Student Selection Decisions in Law School Clinics, 24 *Clinical Law Review* 301 (2017)

We Built It and They Did Not Come: Using New Governance Theory in the Fight for Food Justice in Low-Income Communities of Color, 15 *Seattle Journal for Social Justice* 307 (2016) (with Tamara C. Belinfanti) (symposium)

Still Fighting After All These Years: Minority Voting Rights 50 Years After the March on Washington, 17 *Berkeley J. Afr.-Am. L & Pol’y* 69 (2015) (symposium)

There is No Santa Claus: The Challenge of Teaching the Next Generation of Civil Rights Lawyers in a “Post-Racial” Society, 4.1 *Columbia Journal of Race and Law* 55 (2014)

Collective or Individual Benefits?: Measuring the Educational Benefits of Race-Conscious Admissions Programs, 57 *Howard Law Journal* 557 (2014) (symposium)

Introduction: Challenging the School-to-Prison Pipeline, 54 *New York Law School L. Rev.* 867 (2010) (symposium)

Failing Students or Failing Schools?: Holding States Accountable for the High School Dropout Crisis, 12 *Lewis & Clark L. Rev.* 1253 (2008)

Moving Beyond Strict Scrutiny: The Need for a More Nuanced Standard of Equal Protection Analysis for K Through 12 Integration Programs, 9 *U. PA. J. Const. L.* 1 (2007)

Making America “The Land of Second Chances”: *Restoring the Social Safety Net for Ex-Offenders*, 30 *N.Y.U. Review of Law & Social Change* 527 (2006) (with Kele S. Williams)

BOOKS AND BOOK CHAPTERS

OTHER SIDE OF THE TRACKS (Liveright Publishing/W. W. Norton & Company forthcoming)

“*Black Rage*” and the Architecture of Racial Oppression in FIGHT THE POWER!: LAW AND POLICY THROUGH HIP HOP SONGS, edited by Gregory S. Parks and Frank Rudy Cooper (Cambridge University Press forthcoming 2022)

Race and Clinical Work in THE OXFORD HANDBOOK OF RACE AND LAW IN THE UNITED STATES, edited by Devon Carbado, Khiara Bridges, and Emily Houh, (Oxford University Press forthcoming 2022)

SPECIAL EDUCATION LAW AND PRACTICE (with Richard Marsico) (Carolina Academic Press 2017)

Political Participation: African American Political Participation from the Antebellum Period through Reconstruction in ENCYCLOPEDIA OF AFRICAN AMERICAN HISTORY, 1619-1895: FROM THE COLONIAL PERIOD TO THE AGE OF FREDERICK DOUGLASS (THE AFRICAN-AMERICAN HISTORY REFERENCE SERIES), edited by Paul Finkelman (with Paul Finkelman)

SELECTED COMMENTARY

We the People, *The New York Times* (August 2021)

Legislating Racial Equity Impact Studies in Transportation and Infrastructure Policy, *Just Security* (November 2020)

Crime-Free Housing Ordinances Perpetuate Racial Segregation, *American Constitution Society Expert Forum* (February 2020)

Racial Exclusion Through Crime-Free Housing Ordinances, American Constitution Society Issue Brief (November 2019)

What Do You Have to Lose?: The Coming Assault on Race-Conscious Admissions Programs, American Constitution Society Blog (August 2017)

The Role of the Twenty-Fourth Amendment in Challenging Financial Burdens on the Right to Vote, The Interactive Constitution, The National Constitution Center (2017)

The Twenty-Fourth Amendment, The Interactive Constitution, The National Constitution Center (2017) (with Derek T. Muller)

Bringing School Segregation Out of the Shadows, The Huffington Post (April 12, 2017)

Children, Not Criminals: Bringing Restorative Justice to Our Schools, The Huffington Post (February 2, 2016)

Playing the Long Game: Fisher v. University of Texas and the Future of Race-Conscious Admissions Programs, The Huffington Post (October 5, 2015)

Stuck on Simple: The Challenge of Moving Beyond Diversity to Inclusion, The Huffington Post (September 14, 2015)

Is Post-Racialism an Implicit Bias, The Huffington Post (March 16, 2015)

Separate and Unequal: The Supreme Court, Affirmative Action and Ballot Initiatives, The Huffington Post (June 26, 2013)

Diversity Lives to See Another Day, The Huffington Post (June 26, 2013)

Strong Medicine: The Continuing Struggle for the Protection of Voting Rights, The Huffington Post (February 26, 2013)

Why Section 5 of the Voting Rights Act Still Matters, American Constitution Society Blog (February 2013)

The Soft Bigotry of Low Expectations: Why Affirmative Action Still Matters, The Huffington Post (October 8, 2012)

Why We Need Race Conscious Admissions, The National Jurist (October 10, 2012)

AWARDS AND RECOGNITION

2021 Podell Distinguished Teaching Award (New York University School of Law)

2021 John Hope Franklin Prize for Exceptional Scholarship, Honorable Mention (Law and Society Association)

2021 Jacob K. Javits Visiting Professorship (New York University)

2021 Stephen Ellmann Memorial Clinical Scholarship Award (Association of American Law Schools)

2021 Women of Color Collaborative Woman of the Year (Boston University School of Law)

2021 Law Power 100 (City & State Magazine)

2021 Above and Beyond Award (City & State Magazine)

2020 Education Power 100 (City & State Magazine)

2019 Constance Baker Motley Award (Columbia Law School Empowering Women of Color)

2018 Otto L. Walter Distinguished Writing Award (New York Law School)

2017 Diversity Champion Award (New York Law School)

2016 Judge Jane M. Bolin Alumni Service Award (Yale Law School)

2016 Top Women in Law Award (New York Law Journal)

2014 Haywood Burns/Shanara Gilbert Award (Northeast People of Color Legal Scholarship Conference)

2011 Faculty Honoree, Black Law Students Association (New York Law School)

2009 Aspen Ideas Festival Scholar

2001 Top 30 Leaders of the Future Under 30 (*Ebony* magazine)

1993 Truman Scholar

SELECTED SCHOLARLY LECTURES, PANELS, & PRESENTATIONS

Keynote Speaker, *Jim Crow in the 21st Century: The Impact of Crime Free Housing Ordinances and Mass Criminalization on Racial Segregation*, Flaschner Judicial Institute (2021)

Democracy, Inequality, and Civil Unrest, Jacob K. Javits Professorship Lecture, New York University (2021)

Jim Crow in the 21st Century: Policing-Based Housing Policies, Racial Segregation, and Mass Criminalization, David H. Bodiker Lecture on Criminal Law, Ohio State University, Moritz College of Law (2021)

Preserving Our Democracy: From the Ballot Box to the Rule of Law, Gwendolyn S. and Colbert I. King Endowed Chair in Public Policy Lecture Series, Howard University (2021)

Keynote Speaker, Civil Liberties in the Biden Era: National and Local Priorities, Mitchell Hamline School of Law (2021)

Keynote Speaker, Martin Luther King Jr. Lecture, Villanova University School of Law (2021)

Panelist, *White Terror, Then and Now: The Future of Race and Racism in Light of the Ku Klux Klan Act of 1871*, American Association of Law Schools Annual Meeting (2021)

Featured Speaker, *The Future of Law and Transportation*, Iowa Law School (2020)

Jim Crow in the 21st Century: Crime Free Housing Ordinances, Racial Segregation, and Mass Criminalization, New York University Scholars Lecture Series (2020)

Jim Crow in the 21st Century: The Impact of Crime Free Housing Ordinances and Mass Criminalization on Racial Segregation, Barbara Jordan Lecture Series on Race, Law, and Inequality, Boston University Law School (2020)

“White Men’s Roads Through Black Men’s Homes”: *Advancing Racial Equity Through Highway Reconstruction*, Faculty Workshop, Brooklyn Law School (2020)

“White Men’s Roads Through Black Men’s Homes”: *Advancing Racial Equity Through Highway Reconstruction*, Faculty Workshop, Miami Law School (2020)

Keynote Speaker, *From “Living While Black” to the Fight Against Affirmative Action: Contextualizing, Understanding and Fighting the Movement to Reclaim “White Spaces”*, Otelia Cromwell Day, Smith College (2019)

Panelist, *Emerging Ideas in Experiential Education: Riding the Wave or Moving Against the Tide?*, Southeastern Association of Law Schools Annual Meeting (2019)

Paper Presenter, *Exile From Main Street*, Duke Law School, Culp Colloquium (2019)

Panelist, *Moving Beyond the Traditional Big Case Versus Small Case Debate: Embracing Opportunities to Engage Students in Transformational Advocacy*, Association of American Law Schools Conference on Clinical Legal Education (2019)

Keynote Speaker and Honoree, Columbia Law School Empowering Women of Color Annual Constance Baker Motley Gala (2019)

Panelist, *The Widening Reach of the Criminal Legal System and the Impact on Communities of Color*, Fourth National People of Color Legal Scholarship Conference (2019)

Panelist, *Race and Class in the U.S.: The Legal Academy’s and Profession’s Role in Pacification and Social Change*, American Association of Law Schools Annual Meeting (2019)

Panelist, *Teaching the Next Generation of Racial Justice Champions*, Midwest Clinical Conference (2018)

Panelist, *Promoting Inclusion and Equity*, Southeastern Association of Law Schools Annual Meeting (2018)

Paper Presenter, Southern Methodist University Dedman School of Law, Lutie Lytle Faculty Writing Workshop, *Attacking Systemic Racial Exclusion: Crime-Free Municipal Ordinances and Segregative Effects Claims Under the Fair Housing Act* (2018)

Panelist, *Structural and Procedural Hurdles to Justice Affecting Minorities*, Association of American Law Schools Annual Meeting (2018)

Panelist, *Teaching Through Injustice*, Southeastern Association of Law Schools Annual Meeting (2017)

Panelist, *To Serve and Protect: New Paradigms in Community Policing*, Yale Law School (2016)

Panelist, *Voting Rights Institute*, 2016 American Constitution Society National Convention (2016)

Panelist, *Race, Poverty, Identity: Diversity Issues and Access to Justice*, Fifth Annual Law School Access to Justice Conference (2016)

Presenter, *Unshared Bounty: Initiatives to Challenge Food Disparity and Food Insecurity in Low-Income Communities*, Poverty Law: Academic Activism Conference, Seattle Law School (2016)

Panelist, *Commemorating the 50th Anniversary of the Voting Rights Act of 1965*, Franklin and Marshall College (2015)

Panelist, *American Constitution Society Supreme Court Preview, 2015-2016*, National Press Club (2015)

Panelist, *Ferguson as Text*, Southeastern Association of Law Schools Annual Meeting (2015)

Presenter, *Implicit Bias*, Association of American Law Schools Conference on Clinical Legal Education (2015)

Panelist, *Getting the Most Out of Law School: Student and Administration Integration*, American Bar Association Student Division Leadership Summit (2014)

Panelist, *Still Dreaming: Progress and Struggles Fifty Years After the March on Washington*, Southeastern Association of Law Schools Annual Meeting (2013)

Participant, Discussion Group, *Post-Civil Rights and Post-Racial: Teaching and Training the Next Generation of Advocates*, Southeastern Association of Law Schools Annual Meeting (2012)

Panelist, *Teaching Social Justice Through Policy Advocacy*, 2012 Society of American Law Teachers Teaching Conference (2012)

Panelist, *Civil Rights and the K through 12 Reform Agenda*, Southeastern Association of Law Schools Annual Meeting (2011)

Race Working Group Leader, Association of American Law Schools Conference on Clinical Legal Education (2011)

Panelist, *Racial Structure and Culture in Lawyering*, Association of American Law Schools Conference on Clinical Legal Education (2010)

Panelist, *Has President Obama's Election Made a Difference in Race Relations*, Southeastern Association of Law Schools Annual Meeting (2010)

Panelist, *Challenging the School to Prison Pipeline*, Southeastern Association of Law Schools Annual Meeting (2009)

Keynote Speaker, *Challenging the School to Prison Pipeline*, Smith College Constitution Day Keynote Address (2009)

SELECTED COMMUNITY LECTURES, PANELS, & PRESENTATIONS

Keynote Speaker, *This Land of Broken Dreams*, Park Avenue Armory (2021)

Panelist, *Legislative Backlash: Anti-Protest Bills, Voter Suppression Laws and Critical Race Theory*, American Bar Association Social Justice Policy Summit (2021)

Featured Speaker, The Hill's *A More Perfect Union* (2021)

Keynote and Featured Speaker, Web Summit, Lisbon, Portugal (2021)

Keynote Speaker, Fordham Law Leadership Academy for Women in Law (2021)

Featured Speaker, Civil Rights Forum, National Bar Association Annual Convention (2021)

Featured Speaker, 2021 University of Pittsburgh Diversity Forum (2021)

Keynote Speaker, New York State Permanent Commission on Access to Justice Annual Conference (2021)

Featured Guest, *Helga: The Armory Conversations*, Park Avenue Armory (2021)

Keynote Speaker, National Posse Foundation Alumni Leadership Conference (2021)

Participant, *Remaking American Infrastructure*, Aspen Digital (A Program of the Aspen Institute) (2021)

The Arc of Justice: Race, Civil Rights, and the Law, Westminster Town Hall Forum (2021)

Featured Speaker, *Protecting Communities from Pandemic Fallout*, Collision Conference (2021)

Featured Speaker, Black Women Lead Equity Forum, All in Together/Oprah Winfrey Network (2021)

Keynote Speaker, *Dismantling Systemic Racism in the Courts*, Franklin H. Williams Judicial Commission (2021)

Featured Speaker, *The Role of History: Understanding Systemic Racism and How Bias Can be Baked into Structures and Systems*, Florida State New Judges Training (2020)

Featured Speaker, *The Challenge of Systemic Racism*, Page Society Annual Conference (2020)

Racial Justice and Equity in the Time of COVID-19, SXSW Sessions Online (2020)

Keynote Speaker, *155 Years Since the End of American Slavery: Global Reflections on Juneteenth*, White & Case LLP (2020)

Panelist, *Envisioning Economic Justice: Housing, Banking, and Beyond*, 2019 NAACP Legal Defense Fund Civil Rights Training Institute (2019)

Panelist, *Disparate Impact under the Fair Housing Act after Texas Department of Housing & Community Affairs v. Inclusive Communities Project*, Lawyers' Committee for Civil Rights Racial Justice Institute (2019)

Panelist, *Where Women Stand: Year One of the New Administration*, New York Women's Foundation (2018)

Keynote Speaker, Women's Bar Association of the State of New York 2016 Convention (2016)

Panelist, *Where Women Stand: The First 100 Days of the New Administration*, New York Women's Foundation (2017)

Debater, Intelligence Squared U.S. Debate, *Resolution: The Equal Protection Clause Forbids Racial Preferences in State University Admissions*, argued against the resolution (partnered with Dean Erwin Chemerinsky) (2016)

Keynote Speaker, African American History Month Program, United States Equal Employment Opportunity Commission New York District Office (2016)

SELECTED AMICUS CURIAE BRIEFS

Edwards v. Darrel, United States Supreme Court *amicus curiae* brief filed on behalf of the Fred T. Korematsu Center for Law and Equality, the Aoki Center for Critical Race and Nation Studies, the Center on Race, Inequality, and the Law at NYU Law (2020)

Department of Commerce, et al. v. New York, et al., United States Supreme Court *amicus curiae* brief filed on behalf of the KIPP Foundation, Advocates for Children of New York, New Jersey Institute for Social Justice, and UnidosUS (2019)

Husted v. A. Philip Randolph Institute, United States Supreme Court *amicus curiae* brief filed on behalf of VoteVets Action Fund (2017)

Buck v. Davis, United States Supreme Court *amicus curiae* brief filed on behalf of the National Black Law Students Association (2016)

Fisher v. University of Texas at Austin, United States Supreme Court *amicus curiae* brief filed on behalf of the New York Law School Racial Justice Project (2015)

Texas Dept. of Housing and Community Affairs v. The Inclusive Communities Project, United States Supreme Court *amicus curiae* brief filed on behalf of the National Black Law Students Association (2014)

Shelby County v. Holder, United States Supreme Court *amicus curiae* brief filed on behalf of the Honorable Congressman John Lewis (2013)

Fisher v. University of Texas at Austin, United States Supreme Court *amicus curiae* brief filed on behalf of the National Black Law Students Association (2012)

Hithon v. Tyson Foods, Inc., United States Court of Appeals for the Eleventh Circuit *amicus curiae* brief filed on behalf of civil rights leaders, including Honorable U.W. Clemens, Dorothy Cotton, Honorable Andrew Young, Rev. Fred L. Shuttlesworth, Rev. C.T. Vivian, and Rev. Joseph Lowery (2010)

Ricci v. DeStefano, United States Supreme Court *amicus curiae* brief filed on behalf of the New York Law School Racial Justice Project (2009)

PROFESSIONAL AFFILIATIONS AND COMMUNITY ACTIVITIES

American Civil Liberties Union

President (2021 – present)
National Board of Directors (2009 – present)
Executive Committee (2016 – 2021)
General Counsel to the Board (2017 – 2021)
National Affiliate Equity Officer (2010 – 2021)

Legal Aid Society

Board of Directors (2016 – present)

National Center for Law and Economic Justice

Board of Directors (2019 – present)

Voting Rights Institute

Advisory Board Member (2015 – present)

Law and Society Association

2021 Program Committee (2020-2021)
John Hope Franklin Prize Committee (2020)

New York University Press

Faculty Advisory Council (2018-2021)

Association of American Law Schools Section on Civil Rights

Chair (January 2019 – January 2020)
Executive Committee (January 2018 – 2020)

Clinical Legal Education Association Committee for Faculty Equity and Inclusion

Member (2016 – 2020)

Association of American Law Schools Section on Minority Groups

Chair (January 2018 – January 2019)
Executive Committee (2014 – 2019)

New York Civil Liberties Union

Board of Directors (2008 – 2017)
Executive Committee (2015 – 2017)

New York City Civilian Complaint Review Board

Deborah N. Archer

Acting Chair (2016, 2017)
Board Member (2014 – 2017)

2020 Second Circuit Judicial Conference
Member, Program Planning Committee (2020)

New York City Charter Revision Commission
Commissioner (2018)

Association of the Bar of the City of New York
Task Force on the Civil Right to Counsel (2018 – 2020)

Yale Law School Association
Executive Committee (2016 – 2020)

Brooklyn Community Foundation
Racial Justice Advisory Board (2015 – 2018)
Board of Directors (2015 – 2017)

Clinical Law Teaching and Practice eJournal
Advisory Board (2012 – present)