

JUSTIN SEVIER

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ACADEMIC APPOINTMENTS

Florida State University College of Law, 2015 –
Charles W. Ehrhardt Professor of Litigation (2017 –)
Associate Professor (with tenure) (2020 –)
Assistant Professor (2015 – 2020)

Yale Law School, 2012 – 2015
Associate Research Scholar

University of Illinois College of Law, 2010 – 2012
Visiting Assistant Professor

EDUCATION

Yale University, M.S. and M.Phil., Psychology, 2013
Advisor: Tom R. Tyler
Concentration: Social psychology and law

Harvard Law School, J.D. 2006
Magna cum laude honors (top 10%)
First-year coursework at Cornell Law School (Law Review member)

Cornell University, B.A., Psychology, 2003
Distinction honors (GPA: 4.0/4.0)
Phi Beta Kappa member

PUBLICATIONS

Who Cares About Evidence Scholarship? (And Why Psychologists Should)
RESEARCH HANDBOOK IN LAW & PSYCHOLOGY 136 (Edward Elgar 2024)
▪ Invited contribution for series edited by Rebecca Hollander-Blumoff

Evidence-Based Hearsay
76 VANDERBILT LAW REVIEW 1699 (2023)
▪ Invited contribution for ‘Reimagining the Rules of Evidence at 50’
Symposium

Trademark Tarnishmyths

55 ARIZONA STATE LAW JOURNAL 305 (2023)

- Co-authored article with Jake Linford & Ally Willis
- Featured in *Intellectual Property JOTWELL: The Journal of Things We Like (Lots)*

Qualified Illegitimacy

56 U.C. DAVIS LAW REVIEW 1635 (2023)

Procedural Justice in Covid-19-Era Civil Courts

71 DEPAUL LAW REVIEW 495 (2022)

- Invited contribution for Clifford Symposium on Tort Law & Social Policy

Evidence Law and Empirical Psychology

PHILOSOPHICAL FOUNDATIONS OF EVIDENCE LAW 349 (Oxford Univ. Press 2021)

- Invited contribution for series edited by C. Dahlman, A. Stein, & G. Tuzet

A [Relational] Theory of Procedure

104 MINNESOTA LAW REVIEW 1987 (2020)

- Discussed in Tyler's book, *Advanced Introduction to Law and Psychology*

An Empirical Assessment of Agency Mechanism Choice

71 ALABAMA LAW REVIEW 1039 (2020)

- Co-authored article with Robert Glicksman & Dave Markell

Legitimizing Character Evidence

68 EMORY LAW JOURNAL 441 (2019)

- Profiled in Colin Miller's *EvidenceProf Blog*

The Paradox of Executive Compensation Regulation

44 JOURNAL OF CORPORATION LAW 755 (2019)

- Co-authored article with Minor Myers

Evidentiary Trapdoors

103 IOWA LAW REVIEW 1155 (2018)

Consumers, Seller-Advisors, and the Psychology of Trust

59 BOSTON COLLEGE LAW REVIEW 931 (2018)

- Co-authored article with Kelli Alces Williams

Vicarious Windfalls

102 IOWA LAW REVIEW 651 (2017)

- Cited in treatise *Modern Scientific Evidence: The Law and Science of Expert Testimony*

Popularizing Hearsay

104 GEORGETOWN LAW JOURNAL 643 (2016)

- Featured in Ed Cheng's podcast, *Excited Utterances*
- Cited in Hon. Richard Posner's article, *On Hearsay*

On Hearsay Dragon-Slaying

68 FLORIDA LAW REVIEW FORUM 269 (2016)

- Invited contribution commenting on Liesa Richter's article, *Posnerian Hearsay: Slaying the Discretion Dragon*

Testing Tribe's Triangle

103 GEORGETOWN LAW JOURNAL 879 (2015)

- Discussed in Saks & Spellman's book, *The Psychological Foundations of Evidence Law*
- Cited in *Federal Practice and Procedure* treatise

The Truth-Justice Tradeoff

20 PSYCHOLOGY, PUBLIC POLICY, & LAW 212 (2014) (peer-reviewed)

- Cited in Clermont's *Principles of Civil Procedure* treatise
- Profiled in Solum's *Legal Theory Blog*

Redesigning the Science Court

73 MARYLAND LAW REVIEW 770 (2014)

- Cited in *The New Wigmore: A Treatise on Evidence*

How Do the Courts Create Popular Legitimacy?

77 ALBANY LAW REVIEW 1094 (2014)

- Invited symposium contribution co-authored with Tom R. Tyler
- Cited in *People v. Bryant*, 55 N.E.3d 97 (Ill. Ct. App. 2016)

Omission Suspicion: Juries, Hearsay, and Attorneys' Strategic Choices

40 FLORIDA STATE UNIVERSITY LAW REVIEW 1 (2012)

The Unintended Consequences of Local Rules

21 CORNELL JOURNAL OF LAW & PUBLIC POLICY 294 (2011)

SELECTED PRESENTATIONS

Jacksonville Bankruptcy Bar Association, *Annual Symposium for Judges & Attorneys*
"Federal Evidence Crash Course" (scheduled: August 16, 2024)

Duke University School of Law, *Workshop on Empirical Methods in IP*
"Progressive Tarnishment" (July 25, 2023)

Federal Judicial Center, *Federal Bankruptcy Judges Annual Conference*
"Everyday Evidence for Federal Judges" (April & July 2023)

International Trademark Association, *Annual Scholarship Symposium*
"Trademark Tarnishmyths" (Feb. 4, 2023)

Vanderbilt Law School, *Vanderbilt Law Review Symposium*
"Reimagining the Rules of Evidence at 50" (Nov. 4, 2022)

University of Pennsylvania Law School, *Trademark and Unfair Competition Scholarship Roundtable*

“Trademark Tarnishmyths” (Oct. 7, 2022)

Law and Society Association, *Annual Member Conference*

“Trademark Tarnishmyths” (July 13, 2022)

George Mason Antonin Scalia Law School, *Legal Scholarship Workshop*

“Trademark Tarnishmyths” (April 19, 2022)

George Mason Antonin Scalia Law School, *Judicial Symposium on Scientific Methodology and the Admissibility of Expert Testimony*

“The Judge as Gatekeeper: The Proper Role of Judges in Evaluating Expert Testimony” (March 7, 2022)

North Sea Group, *Seminar on Philosophical Foundations of Evidence Law*

“Evidence Law and Empirical Psychology” (October 26, 2021)

DePaul University College of Law, *Clifford Symposium on Tort Law and Social Policy*

“Procedural Justice in COVID-19-Era Courts” (June 3, 2021)

George Mason Antonin Scalia Law School, *Judicial Symposium on Scientific Methodology and the Admissibility of Expert Testimony*

“The Judge as Gatekeeper: The Proper Role of Judges in Evaluating Expert Testimony” (March 8, 2021)

University of Virginia School of Law, *Law & Social Science Colloquium*

“Legitimizing Qualified Immunity” (Nov. 10, 2020)

Society for Personality & Social Psychology, *Law & Psychology Preconference*

“A [Relational] Theory of Procedure” (Feb. 8, 2019)

Law and Society Association, *Annual Member Conference*

“Consumers, Seller-Advisors, and the Psychology of Trust” (June 8, 2018)

Cornell Law School, *Conference on Empirical Legal Studies*

Discussant, “Regulation, Public Attitudes, and Private Governance” (Oct. 13, 2017)

Duke University School of Law, *Conference on Empirical Legal Studies*

“Who Cares about Agency Costs in Executive Compensation?” (Nov. 18, 2016)

University of North Carolina Law School, *Southeast Jr.-Sr. Scholars Conference*

“Vicarious Windfalls” (Oct. 28, 2016)

University of Chicago Law School, *National Business Law Scholars Conference*

“Who Cares about Agency Costs in Executive Compensation?” (June 23, 2016)

Washington University in St. Louis, *Conference on Empirical Legal Studies*
Discussant, “From Delaware to Israel: Evaluating Israel's Quasi Experiment of a Specialized Corporate Court” (Oct. 30, 2015)

Yale Law School, *Cultural Cognition Laboratory Workshop*
“Item Response Theory and Prophet Nathan” (Feb. 21, 2014)

Yale University Department of Psychology, *Social Psychology Workshop*
“Truth, Justice, and the American Way?” (April 29, 2013)

Law and Society Association, *Annual Member Conference*
“Emotions, Narrative, and Ritual” (Panel Chair, June 7, 2012)

University of Chicago Law School, *Legal Scholarship Workshop*
“Omission Suspicion” (Oct. 10, 2011)

Michigan State University College of Law, *Faculty Workshop*
“Omission Suspicion” (Sept. 21, 2011)

Vanderbilt University Law School, *Ph.D. Program in Law and Economics Seminar*
“Motivation and the Hearsay Doctrine” (Sept. 5, 2011)

Indiana University Maurer School of Law, *Big Ten Untenured Conference*
“Motivation and the Hearsay Doctrine” (Aug. 2, 2011)

University of Illinois College of Law, *Behavioral Law and Economics Seminar*
“Behavioral Biases and Local Court Rules” (April 18, 2011)

TEACHING HONORS

Florida State University

University Distinguished Teaching Award (2024) (\$7,500)

- Awarded annually to one professor at the University

University Teaching Award: Outstanding Graduate Teaching (2018) (\$2,000)

- Awarded annually to eight professors across the University

Florida State University College of Law

Faculty Open-Door Teaching Award (2017, 2019, & 2024) (\$1,000)

- Inaugural recipient; awarded annually to one professor at the College of Law

University of Illinois College of Law

‘Teachers Ranked as Excellent by Their Students’ (2011 & 2012)

TEACHING EXPERIENCE

Evidence

Florida State University College of Law

Course examines the manner in which legal tribunals determine the information that fact finders use to adjudicate legal disputes.

Torts

Florida State University College of Law

Course examines civil wrongs for which the common law provides a remedy in the form of an action for damages.

Behavioral Law and Economics

Florida State University College of Law

Seminar examines how decision making in the regulatory, business, and litigation context departs from the rational-actor model of human behavior and discusses the implications for the law.

Closely Held Business Organizations

Florida State University College of Law

Course examines the ways in which business organizations including LLCs and partnerships are formed, are regulated, and behave.

The American Jury

Florida State University College of Law & University of Illinois College of Law

Interdisciplinary seminar examines the historical and philosophical underpinnings of the modern American jury and evaluates how jurors make legal decisions.

Social Science Research Methods

Yale Law School

Course familiarizes law students with experimental research design and the interpretation of statistical results (co-taught with Tom R. Tyler).

Psychology and the Law

Duke University

Course provides students in the Duke Talent Identification Program an introduction to key issues in law and psychology, including eyewitnesses, lie detection, jury decision making, and confession evidence.

Scientific Evidence

University of Illinois College of Law

Course examines the role and function of scientific and expert evidence in the legal system.

RELEVANT WORK EXPERIENCE

- United States Court of Appeals for the Ninth Circuit**, San Francisco, CA, 2009
Law Clerk to Judge Carlos T. Bea
Authored bench memoranda and assisted in drafting panel and en banc opinions
- Wachtell, Lipton, Rosen & Katz**, New York, NY, 2008 – 2009
Corporate Litigation Associate
Broad-based experience in securities litigation and white-collar investigations
- Sullivan & Cromwell LLP**, New York, NY, 2006 – 2008
Corporate Litigation Associate
Broad-based experience in commercial, securities, and employment litigation
- Office of the Massachusetts Attorney General**, Boston, MA, 2005
Extern, Criminal Appeals Division
Assisted in drafting habeas briefs and authored memoranda on expert witnesses

EDITORIAL BOARD MEMBERSHIPS

- Law and Human Behavior**, 2020 –
Journal of the American Psychology-Law Society
- Law and Social Inquiry**, 2019 – 2022
Journal of the American Bar Foundation

EXTERNAL ACADEMIC SERVICE

- American Bar Foundation**
Referee for law and psychology scholarship
- Center for Computer-Assisted Legal Instruction (CALI)**
Referee for casebook submission on tort law
- International Commentary on Evidence**
Referee for submissions on comparative evidence law
- Israel Science Foundation (ISF)**
Referee for law and psychology grant applications
- Journal of Empirical Legal Studies (JELS)**
Referee for submissions on psychology and the law
- Journal of Experimental Criminology**
Referee for submissions on psychology and the law

Jurimetrics: The Journal of Law, Science and Technology

Referee for submissions on juries and scientific evidence

Law and Human Behavior

Referee for submissions on psychology and the law

Law and Social Inquiry

Referee for submissions on psychology and the law

Law and Society Review

Referee for submissions on psychology and the law

Oxford University Press

Referee for submissions on evidence law

Time-Sharing Experiments for the Social Sciences (TESS)

Referee for empirical grant submissions

INTERNAL ACADEMIC SERVICE

FSU Faculty Governance Committees

Admissions Committee (2018 –)

Faculty Appointments Committee (Chair 2021-2022; member 2020-2022, 2024 –)

Academic Waivers Committee (Chair 2022-2023)

University Teaching Awards Committee (2020-2022)

Curriculum Committee (2019-2020)

Faculty Enrichment Committee (2016-2018)

Judicial Clerkship Committee (2015-2019)

PAST AND PRESENT MEMBERSHIPS/AFFILIATIONS

American Psychology-Law Society

Interdisciplinary organization devoted to scholarship in psychology and law

Law and Society Association

Organization for legal scholarship in social, political, economic and cultural life

New York State Bar

Licensed member in good standing

Society for Empirical Legal Studies

International organization of scholars interested in empirical legal studies

Society for Personality and Social Psychology

Organization for researchers exploring how people think, behave, and interact