

**MAUREEN A. HOWARD**  
University of Washington School of Law  
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## **ACADEMIC EXPERIENCE**

**University of Washington School of Law, Seattle, WA** **1997 – present**  
**Professor of Law, 2018 – present**

Associate Professor of Law (with tenure) and Director of Trial Advocacy, 2011-2017  
Assistant Professor of Law and Director of Trial Advocacy, 2005-2011  
Acting Assistant Professor and Interim Director of Trial Advocacy, 2002-2005  
Adjunct Faculty, Trial Advocacy, 1997-2002

*Courses:*

Evidence	Civil Procedure
Criminal Procedure Adjudication	Pretrial Litigation
Negotiation	Trial Advocacy I
Technology on Trial	Trial Advocacy II
Advanced Evidence	Interviewing & Counseling

*Selected service positions:*

Pattern Jury Instruction Committee, State Supreme Court appointment (2005-2022)  
University Faculty Senator (2020-2021)  
Promotion & Tenure Council (2018-2019; 2019-2020; 2021-2022)  
Curriculum Committee (2010-2011; 2015-2016; 2016-2017; 2017-2018; 2018-2019)  
Jurist-in-Residence Program, Chair (2017)  
University Diversity Council (2013-2014)  
Law School Diversity Committee, Co-chair (2013)  
Hon. John C. Coughenour Annual Mock Trial Competition (2006-2017)  
William L. Dwyer Inn of Court Executive Committee (2005-2014)  
Annual Jury Project Essay Competition Committee (2013-2017)  
Moot Court Honor Board Faculty Adviser (2004-2014)  
Order of the Barristers Committee (2005-2015)  
Law School Alumni Board (2007-2012)  
Faculty Merit Committee (2007-2008; 2008-2009)  
Public Interest Law Association (PILA) Grant Selection Committee (2009)  
Faculty Appointments Committee (2005-2006; 2006-2007)  
President, Order of the Coif, University of Washington Law School Chapter (2005-2007)

*Honors and awards:*

University Distinguished Teaching Award 2019  
Pacific Coast Banking School Faculty Service Award 2010  
Recognition for outstanding diversity outreach to high school and undergraduate students  
Professor of the Year 2008-2009 (Civil Procedure)  
Professor of the Year 2004-2005 (Trial Advocacy)  
Nominated for Professor of the Year annually for multiple courses  
Fellowship, National Institute for Teaching Ethics and Professionalism (2010)

**ACADEMIC EXPERIENCE (continued)**

**Harvard Law School, Cambridge, MA**

*Faculty, Annual Intensive Trial Advocacy Program (September 2017, 2018, 2019)*

**Emory University School of Law, Atlanta, GA**

*Faculty, Intensive Trial Skills Program (2000-2007, 2010-2013, 2016-2017, 2020-2021)*

**University of Nairobi School of Law, Nairobi, Kenya**

*Faculty, Trial Advocacy (August 2010)*

**Hong Kong University, Hong Kong, China**

*Adjunct Professor, Trial Advocacy (2008 – 2010)*

**Loyola Law School, Chicago, IL**

*Faculty, Annual Intensive Trial Advocacy Program (May 2006)*

**OTHER LEGAL TEACHING**

**National Institute of Trial Advocacy (NITA)**

*25 years' experience teaching trial skills to lawyers in both public programs and in-house programs for law firms and legal agencies, including the Department of Public Prosecution in Dublin, Ireland.*

**Director, Northwest Regional NITA Trial Skills Program 2008- 2013**

**National Program – Boulder, CO**

*Team Leader, 2006; Assistant Team Leader, July 2000, 2003, 2004, 2005*

**Northwest Program – Seattle, WA, June 1995 – 2012**

*Team Leader, 2003, 2004, 2005, 2009; Assistant Team Leader, 1998, 2002*

**Midwest Program – Chicago IL, March 2007**

**North Central Program – St. Paul, MN, September 2005**

**Rocky Mountain Program – Boulder, CO, May 2006**

**Pacific Program – San Diego, CA**

*Assistant Team Leader, October 2000, 2002, 2004*

**University of San Francisco Law School – San Francisco, CA, November in 2002-2005**

*Teacher Training Instructor, National Institute of Trial Advocacy*

**Bellevue Community College – Bellevue, WA, Spring 1997**

*Lecturer, Introduction to Law*

## EDUCATION

**Institute for Teaching Excellence, University of Washington Graduate School of Education**  
Seattle, Washington, June 2004.

**Stanford University School of Law**, Palo Alto, California.  
National Institute for Trial Advocacy Teacher Training, December 1997.

**University of Washington School of Law**, Seattle, Washington, J.D., 1986.

**Gonzaga University**, Spokane, Washington, B.A., Psychology, *summa cum laude*, 1982.

## BOOKS & TREATISES

THE LAW OF EVIDENCE IN WASHINGTON (5th ed. Matthew Bender 2013 & 2021 supp.) (with Robert H. Aronson)

WASHINGTON PATTERN JURY INSTRUCTIONS (CIVIL) VOL. 6 & 6A (7th ed. Thomson Reuters/West 2022) (contributing author and editor)

WASHINGTON PATTERN JURY INSTRUCTIONS (CRIMINAL) VOL. 11 (5th ed. Thomson Reuters/West 2021) (contributing author and editor)

STATE V. O'NEILL (6th ed. National Institute for Trial Advocacy 2012) (with James H. Seckinger).

## PEER REVIEWED JOURNAL & LAW REVIEW ARTICLES

*Double Jeopardy as Remedy for the Constitutional Tort of Courts' Inaction in the Wake of Pena-Rodriguez v. Colorado (work-in-progress).*

*A Proposed Solution to the Indefensible Mischief of Implied Hearsay (work-in-progress).*

*How the Washington Courts Misinterpreted the Felony Harassment Statute in the Wake of the Columbine Shootings and Nobody Noticed (work-in-progress).*

*Bringing Demonstrative Evidence in from the Cold: The Academy's Role in Developing Model Rules*, 88 TEMPLE L. REV. 513-49 (2016) (with Jeffery C. Barnum).

*Revisiting Trial Basics Every Time: A Ritual for Courtroom Success*, 34 AM. J. TRIAL ADVOC. 335-75 (2011).

*Taking the High Road: Why Prosecutors Should Voluntarily Waive Peremptory Challenges*, 23 GEO. J. LEGAL ETHICS 369-420 (2010).

*Beyond a Reasonable Doubt: One Size Does Not Fit All When It Comes to Courtroom Attire for Women*, 45 GONZ. L. REV. 209-24 (2009-10).

**PROFESSIONAL PUBLICATIONS**

- There Is No Summer in the Courtroom*, 26:3 DE NOVO 16 (August 2012).
- Want to Be a Better Trial Lawyer? Teach Trial Skills!* 26:2 DE NOVO 24 (April 2012).
- Help: I Need an Expert!* 26:1 DE NOVO 19-20 (February 2012).
- The Asymmetry of Duty in Criminal Trial Practice*, 25:6 DE NOVO 10-11 (December 2011).
- Preparing a Client for Deposition? Listen Up!* 25:5 DE NOVO 9-10 (October 2011).
- Surviving (and Thriving) in the First Year of Trial Practice*, 25:3 DE NOVO 8-9 (August 2011), reprinted in WASH. ST. BAR NEWS, Sept. 2011, at 36-37.
- Taking Better Depositions by Thinking "Outside the Box,"* 24:7 DE NOVO 12-13 (June 2011).
- Smooth Courtroom Moves: The "Exhibit Dance,"* 25:2 DE NOVO 7-8 (April 2011).
- Effective Pre-trial Motions: Persuading the Judge*, 25: 1 DE NOVO (February 2011).
- Playing Nice: The Dos and Don'ts of Courtroom Etiquette*, 24:6 DE NOVO 7-8 (December 2010).
- Mastering Foolproof Witness Control on Cross-Examination*, 24:5 DE NOVO 9-10 (October 2010).
- Closing Argument: Connecting the Dots for the Jury*, 24:4 DE NOVO 8-9 (August 2010).
- Liar! Liar! Impeaching the Witness on Cross-Examination*, 24:3 DE NOVO 9-10 (June 2010).
- Laptops in Class: A Professional Virus*, HUFFINGTON POST (May 28, 2010)  
[http://www.huffingtonpost.com/maureen-a-howard/laptops-in-the-classroom\\_b\\_516434.html](http://www.huffingtonpost.com/maureen-a-howard/laptops-in-the-classroom_b_516434.html).
- The Best Prosecutor? Perhaps a Defense Attorney*, HUFFINGTON POST (May 17, 2010)  
[http://www.huffingtonpost.com/maureen-a-howard/the-best-prosecutor-perha\\_b\\_502709.html](http://www.huffingtonpost.com/maureen-a-howard/the-best-prosecutor-perha_b_502709.html).
- Direct Examination: Lawyer as Director*, 24:2 DE NOVO 11-12 (April 2010).
- The Prosecutorial Ethic: With Great Power Comes Great Responsibility*, 61 UWLAW MAGAZINE 16-17 (Spring 2010).
- Opening Statement: Persuading Without Argument*, 24:1 DE NOVO 8-9 (February 2010).
- WASHINGTON PATTERN JURY INSTRUCTIONS (CIVIL) VOL. 6 & 6A (Rev. 3rd. ed., Thompson Reuters/West 2009) contributing author and editor.
- 10 Tips for Getting Jurors to Talk*, 23:6 DE NOVO 7-8 (December 2009).
- WASHINGTON PATTERN JURY INSTRUCTIONS (CRIMINAL) VOL. 11 & 11A (Rev. 3rd ed., Thompson Reuters/West 2008) contributing author and editor.
- Voir Dire: Winning Hearts and Minds*, NATIONAL INSTITUTE OF TRIAL ADVOCACY (2005).
- Voir Dire: Winning Hearts and Minds*, ARKANSAS STATE BAR ASSOC. (June 2003).
- A Proposed System of Regulation in Psychotherapeutic Treatment*, University of Washington School of Law (June 1986).

**PRESENTATIONS, PANEL DISCUSSIONS & LECTURES**

- *Rethinking Evidence Objections*, King County Department of Public Defense, Seattle, WA (August 29, 2019).
- *Negotiation Theory, Strategy, and Technique*, Washington State Department of Natural Resources, Lacey, WA (June 25, 2019).
- *Combating Gender Bias in the Courtroom*, Harvard Law School, Cambridge, MA (September 11, 2018).
- *Evidence, Advocacy & Justice*, WSBA 24<sup>th</sup> Annual Criminal Justice Institute, Burien, WA (October 19, 2017).
- *Effective Expert Testimony*, Harvard Law School, Cambridge, MA (September 18, 2017).
- *Persuasive Motions Practice*, Paul Hastings, New York, NY (September 12, 2017).
- *Bringing Demonstrative Evidence in from the Cold*, Excited Utterance: The Evidence and Proof Podcast (August 28, 2017) <http://www.excitedutterancepodcast.com>.
- *Navigating Daubert: Expert Testimony in Federal Court*, Emory Law School, Atlanta, GA (May 2, 2017).
- *Persuading with Big Data*, Microsoft International Market Research Retreat, Quincy, WA (September 20, 2016).
- *Combating Gender Bias in the Courtroom*, Emory Law School, Atlanta, GA (April 30, 2016).
- *Making Scientific Evidence Understandable to a Jury*, University of Washington Department of Genome Sciences, Seattle, WA (September 6, 2012).
- *Direct and Cross-Examination Techniques Using Exhibits and Impeachment*, National Institute of Trial Advocacy, Northwest Regional Trial Skills Program, Seattle, WA (September 4, 2012).
- *Persuasively Arguing Motions*, Paul Hastings, Washington, DC (July 19, 2012).
- *Defense Lawyers as Co-teachers in a Law School Prosecution Clinic*, National Institute for Teaching Ethics and Professionalism, Ethical Practice in the Criminal Justice System: Finding Common Ground, Seattle, WA (June 24, 2012).
- *Controlling the Witness on Cross-Exam*, Baker Botts, Boulder, CO (April 30, 2012).
- *A Rational Model for Effective Fact Investigation*, U.S. Social Security Administration, Philadelphia, PA (November 15, 2011).
- *Collaborative Case Theory Development*, National Institute of Trial Attorneys, National Education Center, Boulder, CO (September 22, 2011).
- *Expert Witness Examination at Trial*, University of Washington Department of Genome Sciences, Seattle, WA (September 8, 2011).
- *The Care and Feeding of Expert Witnesses*, NITA National Education Center, Boulder, CO (July 21, 2011).

- *A Functional Model of Negotiation*, Manatt, Phelps & Phillips, Los Angeles, CA (July 20, 2011).
- *Closing the Deal on Closing Argument*, U.S. Social Security Administration, Baltimore, MD (June 21, 2011).
- *Crafting an Effective Direct Examination*, U.S. Social Security Administration, New York, NY (June 15, 2011).
- *Challenges Facing Our Profession*, Stetson University College of Law, Gulfport, FL (May 25, 2011).
- *Theory Testing in Deposition*, NITA National Education Center, Boulder, CO (May 2011).
- *Techniques for Effective Cross-Examination*, U.S. Social Security Administration, Philadelphia, PA (May 7, 2011).
- *Impeachment on Cross-Examination*, Emory Law School, Atlanta, GA (April 30, 2011).
- *Navigating Dangerous Waters on Direct and Cross-Examination*, NITA National Education Center, Boulder, CO (April 5, 2011).
- *Admitting Exhibits at Trial: The Exhibit Dance*, Washington State Bar Association, Seattle, WA (February 25, 2011).
- *Effective Techniques for Working with Witnesses*, The Best of CLE 2010: Encore of Excellence, Washington State Bar Association, Seattle, WA (December 9, 2010).
- *A Functional Model for Effective Negotiation*, Duane Morris, Philadelphia, PA (November 2010).
- *Expert Witness Testimony on DNA Evidence*, University of Washington Department of Genome Sciences, Seattle, WA (September 9, 2010).
- *Effective Cross-Exam Techniques*, University of Nairobi School of Law, Kenya (August 2010).
- *Discrediting the Witness on Cross-Exam*, National Institute of Trial Advocacy, UW School of Law, Seattle, WA (August 14, 2010).
- *The Lawyer as Director on Direct Examination*, NITA National Education Center, Boulder, CO (August 6, 2010).
- *Persuasive Argument to the Bench*, Paul Hastings, Los Angeles, CA (May 2010).
- *Impeachment on Cross-Examination*, Emory Law School, Atlanta, GA (May 2010).
- *Dealing with An Idiosyncratic Trial Judge*, Paul Hastings, Washington, DC (May 2010).
- *Witnesses Who Lie, Forget or Fight*, American Bar Association, “Critical Trial Skills for Legal Services Attorneys”, UW School of Law, Seattle, WA (March 27, 2010).
- *The Secrets of Mastering Exhibits and Objections at Trial*, American Bar Association, “Critical Trial Skills for Legal Services Attorneys”, UW School of Law, Seattle, WA (March 26, 2010).

- *Short-Term Lending of Deferred Associates to Public Service: Is a Win-Win Idea at Risk of Becoming a Lose-Lose-Lose Endeavor?* National Institute for Teaching Ethics and Professionalism, Atlanta, GA (March 2010).
- *Volunteer Lawyers in Public Service*, National Institute for Teaching Ethics and Professionalism, Atlanta, GA (March 2010).
- *Witness Control On Cross-Examination*, Evidence and Objection Boot Camp, Washington State Bar Association, Seattle, WA (February 25, 2010).
- *Theory Testing in Deposition*, NITA National Education Center, Boulder, CO (February 20, 2010).
- *Obstreperous Counsel and Discovery Abuses*, 30<sup>th</sup> Anniversary Celebration of the UW School of Law Clinics, “Professionalism in Practice: Ethics in Action”, Seattle, WA (February 5, 2010).
- *Avoiding Pitfalls During Jury Selection*, NITA National Education Center, Boulder, CO (January 30, 2010).
- *Taking the High Road: Why Prosecutors Should Voluntarily Waive Peremptory Challenges*, UW School of Law, Seattle, WA (October 22, 2009).
- *Expert Witness Testimony on DNA Evidence*, UW Department of Genome Sciences, Seattle, WA (September 2009).
- *Dealing with the Rambo Litigator*, NITA National Education Center, Boulder, CO (August 7, 2009).
- *The History of the Washington Law Review*, WLR Banquet honoring Justice Robert F. Utter, Seattle, WA (April 2009).
- *Effective Direct and Cross Examination*, NITA National Education Center, Boulder, CO (January 31, 2009).
- *Persuasive Opening Statement Without Argument*, Washington State Attorney General’s Office, Olympia, WA (October 17, 2008).
- *Effective Use of Exhibits at Trial*, Washington State Attorney General’s Office, Olympia, WA (October 23, 2008).
- *Crafting Questions to Capture the Whole Truth*, NITA National Education Center, Boulder, CO (September 18, 2008).
- *Expert Witness Testimony on DNA Evidence*, University of Washington Department of Genome Sciences, Seattle, WA (September 2008).
- *Making and Meeting Objections at Trial*, NITA, Boulder, CO (September 2008).
- *Mentoring the Next Generation of Trial Skills Teacher*, National Institute for Trial Advocacy Program Directors’ Meeting, Boulder, CO (July 19, 2008).
- *Effective Argument to the Bench*, Paul Hastings, Los Angeles, CA (June 26, 2008).
- *Dealing with Obstreperous Counsel*, Baker Botts, Houston, TX (June 22, 2008).
- *Effective Motions Practice*, Paul Hastings, New York, NY (June 5, 2008).

- *The Prosecutorial Ethic*, University of Washington School of Law, Seattle, WA (May 2008) (program chair).
- *Comparative Perspectives on Prosecution*, UW School of Law, Seattle, WA (May 2008) (panel chair).
- *Avoiding Improper Argument in Opening Statement*, University of Hong Kong School of Law, China (May 2008).
- *Objections and Instructions Not to Answer at Deposition*, NITA National Education Center, Boulder, CO (May 8, 2008).
- *Case Analysis, Case Theory and Theme*, The Children's Law Center of Los Angeles, Los Angeles, CA (March 2008).
- *Witness Control on Cross Examination*, Washington State Attorney General's Office, Olympia, WA (March 17, 2008).
- *Effective Argument to the Bench*, Cleary Gottlieb, New York, NY (March 15, 2008).
- *Using Jury Instructions Effectively in Closing Argument*, Washington State Attorney General's Office, Olympia, WA (March 11, 2008).
- *Tributes and Transitions*, UW School of Law, Seattle, WA (February 28, 2008).
- *Effective Argument to the Bench*, Cleary Gottlieb, New York, NY (February 23, 2008).
- *Direct Examination: Lawyer as Director*, Baker Botts, Houston, TX (January 2008).
- *The Jury: Revered or Reviled?* UW School of Law Alumni Lunch, Seattle, WA (November 2, 2007).
- *Theory Testing in Deposition*, University of San Francisco Law School, San Francisco, CA (October 2007).
- *Case Analysis, Theory and Theme*, NITA, Boulder, CO (September 6, 2007).
- *Why Prosecutors Should Voluntarily Waive Peremptory Challenges*, University of Oregon Law School, Eugene, OR (August 31, 2007).
- *Effective Use of Exhibits at Deposition*, National Institute of Trial Advocacy, Seattle, WA (July 28, 2007).
- *Obstreperous Counsel and Discovery Abuses*, Baker Botts, Dallas, TX (July 22, 2007).
- *Medical Expert Testimony*, UW Medical Center Audiology, Seattle, WA (July 2007).
- *Avoiding Improper Argument in Opening Statement*, University of San Francisco Law School, San Francisco, CA (June 2007)
- *Theory Testing in Deposition*, NITA, Boulder, CO (June 2, 2007).
- *Objections and Instructions Not to Answer at Deposition*, Fried Frank, New York, NY (May 21, 2007).
- *Effective Impeachment*, Littler Mendelson, Dallas, TX (April 26, 2007).
- *The Chapter Method of Cross-Examination*, UW School of Law Immigration Clinic, Seattle, WA (April 19, 2007).

- *Dress Rehearsal of Cross-Examination at Deposition*, Cleary Gottlieb, New York, NY (March 2007).
- *New Federal Rules on Electronic Discovery*, Federal Bar Association Annual Meeting, Seattle, WA (December 6, 2006).
- *Recent Changes in the Rules of Professional Conduct*, Washington State Trial Lawyers Association, Seattle, WA (December 1, 2006).
- *Crafting Questions to Capture the Whole Truth*, National Institute of Trial Advocacy, Puerto Rico (November 2006).
- *Witness Control On Cross-Examination*, Jones Day, Miami, FL (October 2006).
- *The Jury: Revered or Reviled?* UW School of Law, Seattle, WA (September 30, 2006).
- *Using Demonstrative Exhibits at Trial*, NITA National Education Center, Boulder, CO (September 16, 2006).
- *Effective Cross-Examination*, Department of Public Prosecutions, Dublin, Ireland (August 2006).
- *Effective Jury Selection*, National Institute of Trial Advocacy National Program, Boulder, CO (July 2006).
- *Effective Techniques for Witness Control on Cross-Examination*, Loyola Law School, Chicago, IL (May 2006).
- *What's New in Pretrial Advocacy*, UW School of Law, Seattle, WA (April 20, 2006).
- *Why Peremptory Challenges Should be Eliminated*, Jones Day, Columbus, OH (February 10, 2006).
- *Crafting Questions to Capture the Whole Truth*, National Institute of Trial Advocacy, San Diego, CA (January 2, 2006).
- *Effective Motions Practice*, Seattle University Law School Pretrial Litigation Class, Seattle, WA (November 22, 2005).
- *Persuasive Opening Statement Without Argument*, National Institute of Trial Advocacy, San Diego, CA (December 31, 2005).
- *The Trial Lawyer as Storyteller*, William Mitchell College of Law, St. Paul, MN (September 20, 2005).
- *Active Defense of a Deposition*, NITA, Boulder, CO (July 28, 2005).
- *Medical Expert Testimony*, UW Medical Center Audiology, Seattle, WA (July 2005).
- *Effective Jury Selection*, National Institute of Trial Advocacy National Program, Boulder, CO (July 2005).
- *Connecting With Jurors During Voir Dire*, Seattle University Law School, Seattle, WA (June 2005).
- *Ethical Issues in Witness Preparation*, Doerner Saunders, Tulsa, OK (June 10, 2005).
- *Creative Direct Examination*, Emory Law School, Atlanta, GA (May 2005).

- *Opening Statements to the Bench*, McDermott, Will & Emory, Los Angeles, CA (April 15, 2005).
- *Cross-Examination*, McDermott, Will & Emory, Los Angeles, CA (September 10, 2004).
- *Evidence Tools: Making and Meeting Objections*, McDermott, Will & Emory, Los Angeles, CA (August 5, 2004).
- *Deposing Expert Witnesses*, NITA National Education Center, Boulder, CO (June 4, 2004).
- *Voir Dire: Winning Hearts and Minds*, Arkansas State Bar Association Annual Meeting, AK (January 2004).
- *Drills for Teaching Trial Skills*, University of San Francisco Law School, San Francisco, CA (November 2003).
- *Problems and Solutions in Examining the Child Witness*, Emory Law School, Atlanta, GA (May 2002).

### **CONFERENCES, PANELS & PROGRAMS ORGANIZED**

- “Ethical Practice in the Criminal Justice System: Finding Common Ground,” National Institute for Teaching Ethics and Professionalism, Seattle, WA (June 24, 2012).
- “Critical Trial Skills for Legal Services Attorneys,” American Bar Association, Seattle, WA (March 27, 2010)
- “The Prosecutorial Ethic”, University of Washington School of Law, Seattle, WA (May 2008).

### **OTHER LEGAL EXPERIENCE**

#### **King County District Court, 2000 –2004**

##### ***Judge Pro Tem***

Presided over civil and criminal calendars, including motions, jury trials, and bench trials.

#### **King County Prosecutor’s Office, 1998 –2000**

##### ***Deputy Prosecuting Attorney***

Felony prosecution of property crimes, including sexual assault and white-collar crimes.

#### **Stoel Rives LLP**

##### ***Civil Trial Attorney*, 1986 –1994; 1995 -1998**

Trial practice concentrated in commercial and employment law.

### **BAR ADMISSIONS**

The Supreme Court of the United States

United States District Court, Western District of Washington

Washington State

State of California (inactive)