

# Samuel R. Wiseman

Professor of Law

Penn State Law

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## EDUCATION

Yale Law School, New Haven, Connecticut  
J.D., June 2007

Yale University, New Haven, Connecticut  
B.A., History, *summa cum laude*, May 2003

## AREAS OF ACADEMIC SPECIALTY

Criminal Procedure, Criminal Law, Constitutional Law, Food Law

## ARTICLES

*Bail and Mental Illness*, \_\_ B.C. L. REV. \_\_ (forthcoming 2023-24)

*Farming Solar on the Margins*, \_\_ B.U. L. REV. \_\_ (forthcoming 2023) (with Hannah Jacobs Wiseman and Christopher Wright)

*Federalism, Democracy, and the 2020 Election*, 99 TEX. L. REV. ONLINE 96 (2021) (with David Landau and Hannah Jacobs Wiseman)

*Federalism for the Worst Case*, 105 IOWA. L. REV. 1187 (2020) (with David Landau and Hannah Jacobs Wiseman)

*Food Labeling and the Environment*, 34 J. ENVTL. L. & LITIG. 1 (2019) (with Hannah Jacobs Wiseman)

*Bail and Mass Incarceration*, 53 GA. L. REV. 235 (2018)

*The Criminal Justice Black Box*, 78 OHIO ST. L. J. 349 (2017)

*Fixing Bail*, 84 GEO. WASH. L. REV. 417 (2016)

*What is Federal Habeas Worth?* 67 FLA. L. REV. 1157 (2015)

*Pretrial Detention and the Right to be Monitored*, 123 YALE L. J. 1344 (2014)

*Habeas After Pinholster*, 53 B.C. L. REV. 953 (2012)

*Waiving Innocence*, 96 MINN. L. REV. 952 (2012)

*McDonald's Other Right*, 97 VA. L. REV. IN BRIEF 23 (2011)

*Innocence After Death*, 60 CASE W. RES. L. REV. 687 (2010)

*Discrimination, Coercion, and the Bail Reform Act of 1984: The Loss of the Core Constitutional Protections of the Excessive Bail Clause*, 36 FORDHAM URB. L. J. 121 (2009) (cited in U.S. v. Poluzzi, 697 F. Supp. 2d 381 (E.D. N.Y. 2010) (Weinstein, J.))

### SYMPOSIUM PUBLICATIONS

*Recalibrating Election Law Penalties*, \_\_ WIDENER COMMONWEALTH L. REV. \_\_ (forthcoming 2023)

*Localism, Labels, and Animal Welfare*, 13 NW. J. L. & SOC. POL'Y 66 (2018)

*The Food Safety Modernization Act and the Power of the Sustainable Agriculture Movement*, 41 AM. J. LAW & MED. 259 (2015)

*The Dangerous Right to Food Choice*, 38 SEATTLE U. L.R. 1299 (2015)

With Michael T. Roberts, Kim Kessler, Sean B. Hecht, Diana Winters, Denis Stearns, *A Series of Reflections on "Food Fight: An Examination of Recent Trends in Food Litigation and Where We Go From Here,"* FDLI's Food and Drug Law Policy Forum, Vol. 5, Issue 3 (Apr. 3, 2015)

*Fraud in the Market*, 26 REGENT L. REV. 367 (2014)

*Liberty of Palate*, 65 MAINE L. REV. 738 (2013)

*Brady, Trust, and Error*, 13 LOYOLA J. PUB. INT. L. 447 (2012)

### BOOK CHAPTER

*Excessive Deference—The Eighth Amendment Bail Clause*, in THE EIGHTH AMENDMENT AND ITS FUTURE IN A NEW AGE OF PUNISHMENT (Cambridge University Press, forthcoming)

### TEACHING EXPERIENCE

Penn State Law, University Park, Pennsylvania  
*Professor of Law*

July 2020–Present

Florida State University College of Law, Tallahassee, Florida  
*McConnaughay and Rissman Professor*, November 2014–May 2020; *Professor*, August 2019–May 2020; *Associate Professor with tenure*, August 2015–August 2019; *Assistant Professor*, January 2012–October 2014

University of Tulsa College of Law, Tulsa, Oklahoma  
2011  
*Assistant Professor*

Fall 2010–December

SELECTED COURSES TAUGHT

Criminal Law, Criminal Procedure – Police, White Collar Crime, Federal Criminal Law, Food Law, Constitutional Law II, Environmental Crimes, Wills and Trusts

PROFESSIONAL EXPERIENCE

Texas Solicitor General’s Office, Austin, Texas 2009–2010  
*Fellow*

Judge Fortunato Benavides, U.S. 5th Circuit Ct. of Appeals, Austin, Texas 2008–2009  
*Law Clerk*

Chief Justice Wallace Jefferson, Supreme Court of Texas, Austin, Texas 2007–2008  
*Law Clerk*

PRESENTATIONS AND WORKSHOPS

Widener University Commonwealth Law School, Law Review Symposium, *Recalibrating Election Law Penalties* (April 2022)

Northwestern School of Law, Searle Center on Law, Regulation, and Economic Growth, Third Annual Research Roundtable on Animal Law and Regulation: Local Food Law, Animal Welfare, and Sustainability, *Localism, Labels, and Animal Welfare* (July 2017)

Vanderbilt Law School, Panelist, Practicing Public Interest Law in the South (September 2016)

American Association of Law Schools, Annual Meeting, Panelist: Hot Topic Program: *Responding to the Money Bail Crisis* (January 2016)

University of North Carolina School of Law, *Fixing Bail* (October 2015)

Seattle University, Seattle University Law Review Symposium—Re-Tooling Food Law, *The Dangerous Right to Food Choice* (March 2015)

Boston University, American Journal of Law and Medicine Symposium—The Iron Triangle of Food Policy, *Safety, Sustainability, and the Continuing Struggle over Small-Farm Exemptions in the FSMA* (January 2015)

Georgetown University, O’Neill Institute for National and Global Health, O’Neill Institute Summer Program on Emerging Issues in Food and Drug Law, *The FDA and Food Labeling: Current Issues*, invited presenter (July 2014)

UCLA, Resnick Program for Food Law and Policy, 2014 Food Litigation Conference, Is “Food Court” Helping Consumers? The Historical Context of Food Labeling Litigation and the Role of Litigation in System Reform, invited panelist (April 2014)

University of Houston Law Center, Faculty Workshop, *Selling Habeas*, invited workshop presenter (February 2014)

Regent University School of Law, Law Review Symposium, Emerging Issues in Food Law, *Enforcing Localism at the Market*, invited symposium panelist (September 2013)

University of Maine School of Law, 2013 Food Law Colloquium, *The Future of Food Choice*, invited symposium panelist (February 2013)

Tulane University Law School, Junior-Senior Scholars Conference, *Privacy, Technology, and Bail* (October 2012)

Florida State University College of Law, Works in Progress Summer Workshop, *Fixing Bail*, workshop presenter (June 2012)

Loyola University New Orleans School of Law, Loyola University New Orleans Journal of Public Interest Law *Connick v. Thompson* Symposium, invited panelist (November 2011)

The University of Tulsa College of Law, Tulsa, OK, Faculty Showcase Series, *Brady, Trust, and Error* (May 2011)

The University of Tulsa College of Law, Tulsa, OK, Faculty Summer Research Colloquy Series, *Waiving Innocence*, workshop presenter (April 2011)

Sandra Day O'Connor College of Law, ASU Legal Scholars Conference for Junior Faculty, Tempe, AZ, *Waiving Innocence*, workshop presenter (March 2011)

#### SELECTED SERVICE

Curriculum Committee, Penn State Law (2022-2023)  
*Chair*

Curriculum Committee, Penn State Law (2020-2021)  
*Member*

Appointments Committee, Florida State University College of Law (2019-2020)  
*Chair*

Appointments Committee, Florida State University College of Law (2016-2017)  
*Member*

Admissions Committee, Florida State University College of Law (2016-2017)  
*Chair*

Admissions Committee, Florida State University College of Law (2014-2016)  
*Member*

Curriculum Committee, Florida State University College of Law (2013-2014; 2015-2016; 2017-2018)

*Member*

Executive Committee, Food Law Section, American Association of Law Schools (2014)

*Member*

ABA Smart Justice Roundtable on Pretrial Detention, held at the Florida State University College of Law (January 2013)

*Co-organizer*

Judicial Clerkships Committee, Florida State University College of Law (2012-2013; 2017-2018)

*Member*

Academic Enrichment Committee, Florida State University College of Law (2012-2013)

*Member*

Ad Hoc Legal Writing Committee, Florida State University College of Law (summer 2012)

*Member*

*Punishment & Society*

*Peer Reviewer*

*Theoretical Criminology*

*Peer Reviewer*

Cambridge University Press

*Outside reviewer*

New York University Press

*Outside reviewer*

## BAR ADMISSIONS

Texas (2008)

Western District of Texas (2009)