

Material Indifference: How Courts Are Impeding Fair Disclosure in Criminal Cases

NOVEMBER 17, 2014

Please join The Honorable Alex Kozinski, Chief Judge for the Ninth Circuit Court of Appeals and WilmerHale Partner and Former Deputy Attorney General David W. Ogden as they discuss Material Indifference: How Courts Are Impeding Fair Disclosure in Criminal Cases.

In courtrooms across the nation, accused persons are convicted without ever having seen information that was favorable to their defense. The frequency with which this occurs and the role it plays in wrongful convictions prompted NACDL and the VERITAS Initiative to undertake an unprecedented study of *Brady* claims litigated in federal courts over a five-year period. The Study asked: What role does judicial review play in the disclosure of favorable information to accused? The results revealed a troubling answer—the judiciary is impeding fair disclosure in criminal cases and, in doing so, encouraging prosecutors to disclose as little favorable information as possible. We invite you to join us for this report release and a conversation about this serious problem and the reforms that could provide much needed relief.

On November 17th, the report will become available at: <http://www.nacdl.org>

Todd H. Fries, Pro Bono Research Attorney, The VERITAS Initiative, Santa Clara University School of Law; Tiffany M. Joslyn, Counsel, White Collar Crime Policy, National Association of Criminal Defense Lawyers; Norman L. Reimer, Executive Director, National Association of Criminal Defense Lawyers; Kathleen "Cookie" Ridolfi, Director, The VERITAS Initiative, Santa Clara University School of Law; and Theodore Simon, President, National Association of Criminal Defense Lawyers will also join Judge Kozinski and Mr. Ogden for this discussion.

[READ MORE ABOUT THE EVENT](#)

Speakers



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