

FRANCIS X. SHEN

Tulane University Law School
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EDUCATION

Harvard University, Cambridge MA

Ph.D. in Government and Social Policy (2008)

Dissertation: *Essays in Political Science, Psychology, and Law*, two papers in each discipline, original psychology experiments; original database on legislators' response to crime; 550 pages

Committee: Jennifer Hochschild (Political Science, chair), Steven Pinker (Psychology), Jon Hanson (Harvard Law School), David Rosenberg (Harvard Law School)

Harvard Law School, Cambridge MA

J.D., *cum laude* (2006)

University of Chicago, Chicago IL

B.A. in Economics & in English (2000); Highest Honors, Dean's List, Phi Beta Kappa

EMPLOYMENT

Tulane University Law School, New Orleans, LA

Visiting Assistant Professor, July 2011 – Present

Vanderbilt University Law School, Nashville TN

Associate Director, MacArthur Foundation Law and Neuroscience Project, July 2010 – June 2011

Visiting Scholar, April 2010 – June 2011

University of California, Santa Barbara, Santa Barbara, CA

Research Fellow, MacArthur Foundation Law and Neuroscience Project, July 2009 – June 2010

Harvard University Department of Government, Cambridge MA

Lecturer, July 2008 - June 2009

Courses: How to Win Elections (original course); The Internet Lobby (led independent study)

Asst. Dir. of Undergraduate Studies, July 2008 - June 2009

Teaching Fellow, January 2007 - June 2008

Concentration Advisor, Sept 2003 - June 2006

Statistical Consultant in Education Policy and Law (Independent Contractor)

Past clients include: Vanderbilt University Center on School Choice, Competition and Achievement; Brown University Project on Mayors and Urban School Governance; National Science Foundation Math and Science Partnership; Partners in Public Education (Memphis, TN); The Mind Trust (Indianapolis, IN).

ADDITIONAL TRAINING

Intensive Summer Institute in Neuroscience, Univ. of Pennsylvania Center for Neuroscience & Society (August 2009)

Summer Institute in Cognitive Neuroscience, Univ. of California, Santa Barbara (July 2009)

Univ. of Chicago Computer Science Professional Program, Selected coursework (Spring 2001)

PUBLICATIONS IN LAW

ARTICLES

Sorting Guilty Minds, 86 N.Y.U. L. REV. __ (forthcoming 2011) (with Morris B. Hoffman, Owen D. Jones, Rene Marois, Joshua D. Greene)

Brain Scans As Evidence: Truths, Proofs, Lies, & Lessons, 62 MERCER L. REV. ____ (Symposium issue: Brain Sciences in the Courtroom) (forthcoming 2011) (with Owen D. Jones)

How We Still Fail Rape Victims: Reflecting on Responsibility and Legal Reform, 20 COLUMBIA JOURNAL OF GENDER & LAW ____ (forthcoming 2011)

Law and Neuroscience: Possibilities For Prosecutors, 33 CDAA PROSECUTOR'S BRIEF __ (forthcoming 2011) (invited essay).

The Overlooked Utility of the Defendant Class Action, 87 DENVER UNIVERSITY LAW REVIEW 73 (2010)

Law and Neuroscience Bibliography: Comments On An Emerging Field, 38 INTERNATIONAL JOURNAL OF LEGAL INFORMATION 352 (2010)

BOOK CHAPTERS

Law and Neuroscience in the United States, in INTERNATIONAL NEUROLAW – A COMPARATIVE ANALYSIS (Tade Spranger, ed., forthcoming 2012) (with Owen D. Jones).

Monetizing Memory Science: Neuroscience and the Future of PTSD Litigation, in MEMORY AND THE LAW (Lynn Nadel & Walter Sinnott-Armstrong, eds., forthcoming 2012).

CASEBOOK

LAW AND NEUROSCIENCE (forthcoming 2013, Aspen Publishers) (with Owen Jones and Jeffrey Schall)
Status: 31 chapters actively in development (Materials available on request)

Summary: With Owen Jones (Vanderbilt, Law & Biological Sciences) and Jeffrey Schall (Vanderbilt, Psychology), we are developing the first casebook on law and neuroscience. The casebook covers topics such as responsibility, evidence, lie detection, adolescent brains, mental health, brain death, addiction, and psychopathy. www.vanderbilt.edu/lawbrain

WORKS IN PROGRESS

Brains, Bodily Injury, and the Law: Why Law Must Update Its Folk Definitions Of Physical and Mental Injury In Criminal Statutes And Tort Liability Rules

Status: Empirical law review article in active development. Available on request.

Summary: Based on analysis of case law and original web-based experiments, this article argues that the law's inconsistent definitions of "bodily injury" in civil and criminal contexts should be significantly updated to enhance fairness and avoid unnecessary and expensive litigation.

The Complexity of Charter School Statutes

Status: Conference paper previously presented to education policy audience. Empirical law review article in active development. Available upon request.

Summary: Based on an original database of state charter school statutes, this Article argues that charter school laws are much more complex than typically acknowledged in policy debates.

The Microfoundations of Punitive Laws: The Politics of Sex Offender Legislation

Status: Empirical law review article in active development. Available on request.

Summary: Drawing on an original database of all 7,000+ state legislators in the United States and all sex offender bills proposed in 2007, the paper offers the most comprehensive empirical exploration to date of the microfoundations of sex offender legislation.

The Psychology and Partisanship of Citizen Support for Neurolaw (with Dena Gromet)

Status: Paper presented at Law & Society conference in June 2011; revised manuscript being prepared for submission to empirical legal journal. Available upon request.

Summary: Empirical article explores how support for neurolaw initiatives is moderated by partisanship, framing of the issue, and the interaction of the two.

PUBLICATIONS IN POLITICAL SCIENCE & EDUCATION

BOOKS

THE CASUALTY GAP: THE CAUSES AND CONSEQUENCES OF AMERICAN WARTIME INEQUALITIES (Oxford Univ. Press 2010) (with Douglas L. Kriner). Online: <http://www.casualtygap.com>

THE EDUCATION MAYOR: IMPROVING AMERICA'S SCHOOLS (Georgetown Univ. Press 2007) (with Kenneth K. Wong, Dorothea Anagnostopoulos, & Stacey Rutledge)

ARTICLES

Rape, Money, and the Psychology of Taboo, JOURNAL OF APPLIED SOCIAL PSYCHOLOGY (forthcoming 2011).

Community Support for Mayoral Control of Urban School Districts: A Critical Reexamination, EDUCATION AND URBAN SOCIETY (forthcoming 2011)

Limited War and American Political Engagement, 71 JOURNAL OF POLITICS 1514 (2009) (with Douglas L. Kriner)

Iraq Casualties and the 2006 Senate Elections, 32 LEGISLATIVE STUDIES QUARTERLY 507 (2007) (with Douglas L. Kriner)

Measuring the Effectiveness of City and State Takeover as a School Reform Strategy, 78 PEABODY JOURNAL OF EDUCATION 89 (2003) (with Kenneth K. Wong)

Big City Mayors and School Governance Reform: The Case of School District Takeover, 78 PEABODY JOURNAL OF EDUCATION 5 (2003) (with Kenneth K. Wong)

Politics of State-led Reform in Education: Market Competition and Electoral Dynamics, 16 EDUCATIONAL POLICY 161 (2002) (with Kenneth K. Wong)

BOOK CHAPTERS

Education Policy and Race, in OXFORD HANDBOOK ON RACIAL AND ETHNIC POLITICS IN AMERICA (Mark Sawyer, David Leal, & Taeku Lee, eds., forthcoming 2011) (with Jennifer L. Hochschild)

Education Mayors and Big City School Boards: New Directions, New Evidence, in THE FUTURE OF SCHOOL BOARD GOVERNANCE: RELEVANCY AND REVELATION 441 (Thomas L. Alsbury, ed., 2008) (with Kenneth K. Wong)

Charter Law and Charter Operation: Re-Examining The Charter School Marketplace, in CHARTER SCHOOL OUTCOMES 131 (Mark Berends, Matthew G. Springer, & Herbert Walberg, eds., 2007) (with Kenneth K. Wong)

Politics and Religion, in DIVIDED STATES OF AMERICA - THE SLASH AND BURN POLITICS OF THE 2004 PRESIDENTIAL ELECTION (Larry Sabato, ed., 2005) (with Russell Muirhead, Nancy L. Rosenblum, & Daniel Schlozman).

When Mayors Lead Urban Schools: Assessing The Effects Of Mayoral Takeover, in BESIEGED: SCHOOL BOARDS AND THE FUTURE OF EDUCATION POLITICS 81 (William G. Howell, ed., 2005) (with Kenneth K. Wong).

Political Economy Of Charter School Funding Formulas: Exploring State-To-State Variation In Charter School Funding Formulas, in POLITICS OF EDUCATION LAW: EFFECTS ON EDUCATION FINANCE 171 (Karen DeMoss & Kenneth K. Wong, eds., 2004) (with Kenneth K. Wong)

Does Title I Money Matter? Federal Compensatory Funding And Student Achievement, in EFFICIENCY, ACCOUNTABILITY, AND EQUITY ISSUES IN TITLE I SCHOOLWIDE PROGRAM IMPLEMENTATION 57 (Kenneth K. Wong and Margaret C. Wang, eds., 2002)

WORKS UNDER REVIEW

Racialized Retrenchment: The Politics of Crime Victim Compensation Programs in the United States (*Under Review*)

Status: Political science article currently under review at a political science journal.

Resource Allocation And Performance Management In Charter Schools: Connections To Student Success (with Kenneth K. Wong & Elizabeth Purvis) (*Under Review*)

Status: Education policy article currently under review at an education journal.

OTHER WRITINGS

America's "Casualty Gap", Op-Ed in LOS ANGELES TIMES, May 28, 2010, at A25 (with Douglas L. Kriner).

Mayors Can Be 'Prime Movers' of Urban School Improvement, EDUCATION WEEK, October 14, 2009 (with Kenneth K. Wong).

Assessing Charter School Performance in Illinois: A Pilot Study using Error-Band Analysis, NATIONAL CENTER ON SCHOOL CHOICE WORKING PAPER (April 2007) (with Kenneth K. Wong).

Baseball's What We Need, Op-Ed in ST. LOUIS POST-DISPATCH, October 26, 2004, at C15.

An Evaluation of Intradistrict Equity in Massachusetts, PIONEER INSTITUTE FOR PUBLIC POLICY (2003) (with Martin R. West).

Does School District Takeover Work? Assessing the Effectiveness of City and State Takeover as a School Reform Strategy, Spring 2002 THE STATE EDUCATION STANDARD 19 (2002) (with Kenneth K. Wong).

Can School District Takeover Work? Assessing The Effectiveness Of City And State Takeover As A School Reform Strategy, ERIC / CUE DIGEST EDO-UD-02-3 (2002) (with Kenneth K. Wong).

Can The States Address Equity And Innovation? Rethinking The State's Fiscal Role In Public Education, GOVERNMENT FINANCE REVIEW October 2001 (with Kenneth K. Wong).

Lessons From State's Charter Schools, Op-Ed in GRAND RAPIDS PRESS, June 22, 2001, at A7 (with Kenneth K. Wong).

No Clear Picture Of Charter Schools, Op-Ed in SAN DIEGO UNION-TRIBUNE, July 8, 2001 (with Kenneth K. Wong).

GRANTS, SCHOLARSHIPS, FELLOWSHIPS & HONORS

- 2009:** Smith-Richardson Foundation grant to study mayoral control of urban school districts
- 2007 - 2009:** Certificate of Distinction for Excellence in Teaching by the Derek Bok Center at Harvard University (awarded for each of five courses taught or TF-ed)
- 2006:** Harvard Law School Summer Academic Fellow; European Network on Inequality Traveling Fellow (Madrid, Spain)
- 2003 - 2008:** Graduate Student Fellow, Harvard University Multidisciplinary Program in Inequality & Social Policy
- 2000:** Phi Beta Kappa (elected Junior year); Selected by University of Chicago President as Student Marshal – Highest honor conferred by the Univ. of Chicago upon undergraduate students; Maroon Key Society – academic achievement and contributions to campus life; Chair of Fire Escape Productions (student filmmaking)

- 1997-1999:** State Farm “Exceptional Student” Fellowship; Track & Field MVP and Varsity Captain: 1997-98, 1998-99; NCAA Div. III National Outdoor Track & Field Championships, 1999
- 1996:** University of Chicago College Honors Scholarship; USA-Today Academic All-American First Team – Top 20 students in nation; Coca-Cola Scholar Fellowship – 150 selected from pool of 120,000

CONFERENCE PRESENTATIONS & INVITED TALKS

LAW

- PTSD Litigation In the Neuroimaging Era*, ANNUAL MEETING OF THE AMERICAN ACADEMY OF PSYCHIATRY AND THE LAW (Boston, MA) (scheduled)
- The Influence of Issue Framing on Support for Neurolaw and Neuropolicy*, ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Seattle, WA) (scheduled)
- How Will Neuroscience Affect the Law?*, ANNUAL MEETING OF THE LAW AND SOCIETY ASSOCIATION (San Francisco, CA) (2011)
- Brain Scans As Truth Verification: The Case of U.S. v. Semrau*, MERCER LAW REVIEW SYMPOSIUM: THE BRAIN SCIENCES IN THE COURTROOM (Macon, GA) (with Owen D. Jones) (2010)
- Putting a Price on Bad Memories: The Case of PTSD*. MEMORY & LAW WORKSHOP (University of Arizona, Tucson) (2010)

POLITICAL SCIENCE & EDUCATION

- Mayoral Management: Sustaining Effects of Mayoral Control on School Spending in Urban Systems*, ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Seattle, WA) (with Kenneth K. Wong) (scheduled)
- When Urban School Districts Innovate: The Politics Of Turning Around Low Performing School Organizations Through Charter Schools*, ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOCIATION (Denver, CO) (with Kenneth K. Wong) (2010)
- The Casualties Hypothesis and Non-Fatal Casualties: A Pilot Investigation*, ANNUAL MEETING OF THE MIDWEST POLITICAL SCIENCE ASSOCIATION (Chicago, IL) (with Douglas L. Kriner) (2010)
- The Influence of Casualty Inequalities on Americans' Casualty Sensitivity: An Experimental Approach*, ANNUAL MEETING OF THE MIDWEST POLITICAL SCIENCE ASSOCIATION (Chicago, IL) (with Douglas L. Kriner) (2010)
- An Evolutionary Psychology Perspective on Political Behavior and the Policy Process*, Lab group presentation made at the CENTER FOR EVOLUTIONARY PSYCHOLOGY (UC, Santa Barbara) (2010)
- Resource Allocation and Performance Management in Charter Schools: Connections To Student Success*, NATIONAL CENTER ON SCHOOL CHOICE CONFERENCE (Vanderbilt Univ.) (with Kenneth K. Wong and Beth Purvis) (2009)

- School Choice Agenda Setting: A National Analysis Of Individual State Legislators*, ANNUAL MEETING OF THE MIDWEST POLITICAL SCIENCE ASSOCIATION (Chicago IL); ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOCIATION (San Diego CA) (with Kenneth K. Wong) (2009)
- Mayoral Control as a Strategy to Raise Performance in Urban Districts*, ASCD ANNUAL CONFERENCE, (Orlando FL) (with Kenneth K. Wong) (2009)
- Local Casualties, Congressional Rhetoric and Support for the War in Iraq*, ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Boston, MA) (with Douglas L. Kriner) (2009)
- Education Mayors: The Second Wave*, ANNUAL MEETING OF THE MIDWEST POLITICAL SCIENCE ASSOCIATION (Boston, MA) (with Kenneth K. Wong) (2008)
- Student-Centered Spending? Resource Allocation In Six EMO-Managed Charter Schools*, ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOCIATION (New York, NY) (with Kenneth K. Wong) (2008)
- Education Mayors & Big City School Boards: New Directions, New Evidence*, IOWA SCHOOL BOARDS FOUNDATION SYMPOSIUM (Des Moines, IA) (with Kenneth K. Wong) (2007)
- Rape and the Politics of Reaction*, ANNUAL MEETING OF THE MIDWEST POLITICAL SCIENCE ASSOCIATION (Chicago, IL) (2007)
- Assessing Charter School Performance in Illinois: An Error-Band Analysis*, ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOCIATION (Chicago, IL) (with Kenneth K. Wong) (2007)
- The Casualty Gap: Inequality and U.S. Casualties from WWII to Iraq*, ANNUAL MEETING OF THE MIDWEST POLITICAL SCIENCE ASSOCIATION (Chicago, IL) (with Douglas L. Kriner) (2007)
- The Lingering Costs of War: Local Casualties and Political Engagement*, ANNUAL MEETING OF THE MIDWEST POLITICAL SCIENCE ASSOCIATION (Chicago, IL) (with Douglas L. Kriner) (2007)
- Beyond Weak Law, Strong Law: Political Compromise And Legal Constraints On Charter School Laws*, ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Philadelphia, PA) (with Kenneth K. Wong) (2006)
- Mayors Improving Student Achievement: Evidence From A National Achievement And Governance Database*, ANNUAL MEETING OF THE MIDWESTERN POLITICAL SCIENCE ASSOCIATION (Chicago IL) (with Kenneth K. Wong) (2006)
- When Mayors Use School Choice as a Reform Strategy*, ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOCIATION (San Francisco, CA) (with Kenneth K. Wong & Lauren M. Pachucki) (2006)
- School Finance Adequacy in the context of Educational Management Organizations*, ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOCIATION (Montreal, Canada) (with Kenneth K. Wong) (2006)
- The Role of Estimation in Budget Procedures: Baselines*, BRIEFING PAPER NO. 4 ON FEDERAL BUDGET POLICY (prepared under the Supervision of Prof. Howell E. Jackson) (with Jared Shirk) (2005)

- War & Appropriations*, BRIEFING PAPER NO. 9 ON FEDERAL BUDGET POLICY (prepared under the Supervision of Prof. Howell E. Jackson) (with Adam Fletcher) (2005)
- Mayors and Urban Schools*, Presentation to the LOS ANGELES CITY COUNCIL JOINT COMMISSION ON LAUSD GOVERNANCE (with Kenneth K. Wong) (2005)
- When School Districts Regain Control: The Political Economy of State Takeover of Local Schools and Its Withdrawal*, ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Chicago, IL) (with Kenneth K. Wong & Warren E. Langevin) (2004)
- Not Only Faith-Based But Faith-Centered, Too: A Reexamination of Dry Bones Rattling and Social Capital Readings of Faith-Based Organizations*. ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Philadelphia, PA) (2003)
- Should Mayors Lead Urban Schools as Well as Cities? Developing an Assessment Framework for Mayoral Takeover of Urban School Districts*, ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Philadelphia, PA) (with Kenneth K. Wong) (2003)
- Specification Uncertainty and Model Averaging in State Policy Innovation Research*. THIRD ANNUAL CONFERENCE ON STATE POLITICS AND POLICY (Tucson, AZ); ANNUAL MEETING OF THE MIDWESTERN POLITICAL SCIENCE ASSOCIATION (Chicago, IL) (2003)
- Political Incentives and Mayoral Takeover of Urban School Districts*. ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOC. (Chicago, IL) (2003)
- Educational Resources and Achievement Gaps in High Poverty Schools: Findings from the Longitudinal Evaluation of School Change and Performance (LESCP) in Title I Schools*, ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOC. (Chicago, IL); ASSOC. FOR PUBLIC POLICY ANALYSIS & MANAGEMENT FALL RESEARCH CONFERENCE (Dallas, TX) (with Kenneth K. Wong & Stephen J. Meyer) (2002)
- Can The States Address Equity And Innovation? Rethinking The State's Fiscal Role In Public Education?*, ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Boston, MA) (with Kenneth K. Wong) (2002)
- Politics of State-led Reform in Education: Market Competition and Electoral Dynamics*, ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOCIATION (New Orleans, LA); ASSOC. FOR PUBLIC POLICY ANALYSIS & MANAGEMENT FALL RESEARCH CONFERENCE (Washington, D.C.) (with Kenneth K. Wong) (2001)
- Does School District Takeover Work? Assessing the Effectiveness of City and State Takeover as a School Reform Strategy*, ANNUAL MEETING OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (San Francisco, CA) (with Kenneth K. Wong) (2001)
- Institutional Effects of Charter Schools: Innovation and Segregation*, ANNUAL MEETING OF THE AMERICAN EDUCATIONAL RESEARCH ASSOCIATION (Seattle, WA) (with Kenneth K. Wong) (2001)
- City and State Takeover as a School Reform Strategy*, ASSOC. FOR PUBLIC POLICY ANALYSIS & MANAGEMENT FALL RESEARCH CONFERENCE (Washington, D.C.) (with Kenneth K. Wong & Pushpam Jain) (2000)

Institutional Effects of Charter Schools: Competition, Innovation, and Segregation, ANNUAL MEETING
OF THE AMERICAN POLITICAL SCIENCE ASSOCIATION (Washington, D.C.) (with Kenneth K. Wong)
(2000)

REVIEWER

National Science Foundation; American Political Science Review; Public Opinion Quarterly; American
Politics Research; Educational Policy; Journal of School Choice

REFERENCES

Owen D. Jones

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Jennifer L. Hochschild

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Kenneth K. Wong

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