

Tracy Hresko Pearl

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ACADEMIC EXPERIENCE

University of Oklahoma College of Law, Norman, Oklahoma, 2020-Present
William J. Alley Professor of Law, 2023-Present
Professor of Law, 2020-2023

Texas Tech University School of Law, Lubbock, Texas, 2014-2020
President's Excellence in Research Professor, 2019-2020
Professor of Law, 2018-2019
Associate Professor, 2016-2018
Visiting Assistant Professor, 2014-2016

Florida International University College of Law, Miami, Florida, 2012-2014
Visiting Assistant Professor

HONORS & AWARDS

President's Excellence in Research Professorship, 2019
Awarded by Texas Tech University for a term of three years for "excellence in scholarly research or creative activity."

Chancellor's Council Distinguished Research Award, 2018
The highest research award given by Texas Tech University.

Twenty Under Forty Award, 2017
Awarded by the Lubbock Chamber of Commerce to "recognize individuals under the age of 40 who exemplify leadership in their careers, while actively participating in the community."

Spencer A. Wells Award for Creativity in Teaching, 2016
Awarded by Texas Tech University to one professor a year "for creativity of the professor's approach to excellent teaching."

Professor of the Year, 2014
Awarded by the FIU College of Law based on a student body vote.

Pioneer Award, 2014
Awarded by the FIU College of Law for "innovation in teaching."

SCHOLARSHIP

Governance Without Government (Work in Progress)

Is an Autonomous Vehicle a Roller Coaster or a Hollywood Film?: Trust, Safety, and Self-Regulation, 50 *BYU L. REV.* ____ (Forthcoming 2024).

On Warrants & Waiting: Electronic Warrants & The Fourth Amendment, 99 *IND. L.J.* 1 (2023).

The Fourth Amendment in the Age of Autonomous Vehicles, 30 *GEO. MASON LAW REV.* 179 (2022).

Racing to Defeat Climate Change on Reluctant Roads: Autonomous Vehicles, Climate Resilience, and Legal Reform in *URBAN CLIMATE RESILIENCE: THE ROLE OF LAW* (2021).

Hands Off the Wheel: The Role of Law in the Coming Extinction of Human-Driven Vehicles, 33 *HARV. J. L. & TECH.* 427 (2020).

Constitutional Confessions: In Favor of a “Loewy Plus” Approach, 52 *TEX. TECH L. REV.* 47 (2020) (Invited symposium piece).

Compensation at the Crossroads: Autonomous Vehicles & Alternative Victim Compensation Schemes, 60 *WM. & MARY L. REV.* 1827 (2019).

Hands on the Wheel: A Call for Greater Regulation of Semi-Autonomous Cars, 93 *IND. L.J.* 713 (2018).

Fifty Years Later: Miranda & The Police, 50 *TEX. TECH L. REV.* 63 (2018) (Invited symposium piece).

Fast & Furious: The Misregulation of Driverless Cars, 73 *NYU ANN. SURV. AM. L.* 24 (2017).

Far From the Madding Crowd: A Statutory Response to Crowd Crush, 68 *HASTINGS L.J.* 159 (2016).

Crowd Crush: How the Law Leaves American Crowds Unprotected, 104 *KENTUCKY L.J.* 1 (2016).

Restoration, Retribution, or Revenge? Time Shifting Victim Impact Statements in American Judicial Process, 50 *CRIM. L. BULL.* 781 (2014) (Peer-edited journal).

Restoration and Relief: Procedural Justice and the September 11th Victim Compensation Fund, 42 *GONZ. L. REV.* 95 (2006-07).

In the Cellars of the Hollow Men: Use of Solitary Confinement in U.S. Prisons and its Implications Under International Laws Against Torture, 18 *PACE INT’L L. REV.* 1 (2006).

Rights Rhetoric as an Instrument of Religious Oppression in Sri Lanka, 29 *B.C. INT’L & COMP. L. REV.* 123 (2006).

OP-EDS & SHORT PIECES

What My Law Students Have Taught Me About America (Op-ed), BALTIMORE SUN (Nov. 6, 2024).

The Calculator Mistake (Op-ed), ABA JOURNAL (October 24, 2024).

Small Firm Hiring Deserves Greater Scrutiny (Op-ed), ABA JOURNAL (February 24, 2024).

Should the Federal Government Regulate Concerts? (Invited op-ed), CONGRESSIONAL QUARTERLY RESEARCHER (April 2022).

We Need Laws to Prevent Crowd Crush (Invited op-ed), HOUSTON CHRONICLE (November 10, 2021).

Shop 'Til You Drop, PRAWFSBLAWG (November 22, 2016).

They're Coming For Your Cars, PRAWFSBLAWG (November 21, 2016).

Two Roads to the Future, PRAWFSBLAWG (November 16, 2016).

Hands on the Wheel, PRAWFSBLAWG (November 11, 2016).

COURSES TAUGHT

Criminal Law: 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024

Criminal Procedure: 2015, 2016, 2020, 2021, 2022, 2023, 2024

Current Topics in Criminal Law & Procedure (Seminar): 2015, 2017, 2018, 2019, 2020

Environmental Law: 2014, 2015, 2016, 2017, 2018, 2019

Products Liability: 2014

Professional Responsibility: 2020, 2021, 2022, 2023, 2024

Torts: 2012, 2013, 2016, 2017, 2018, 2019, 2024

Toxic & Environmental Torts: 2013, 2014

Victim Compensation (Seminar): 2013

SELECTED PRESENTATIONS

BBB National Programs Soft Law Summit: Advancing Industry Self-Regulation (Invited Panelist), Washington, DC, Panelist, *The Federal Administrative State and Implications for State AG Action and Industry Self-Regulation* (June 24, 2024).

AALS Section on Balance and Well-Being in Legal Education Fourth Annual Speed Sharing (Selected Presentation), Virtual, *Professional Responsibility & Professional Identity Development* (June 25, 2024).

Eleventh Annual Governance of Emerging Technologies & Science (GETS) (Paper selected for presentation), Phoenix, Arizona, *Is an Autonomous Vehicle a Roller Coaster or a Hollywood Film?* (May 17, 2024).

Pop Culture Association/American Culture Association 2023 National Conference (Paper selected for presentation), Chicago, Illinois, *On Warrants & Waiting: Electronic Warrants and the Fourth Amendment* (March 28, 2024).

Eighth Annual ACS Constitutional Law Scholars Forum, University of Oklahoma College of Law, Norman, OK, *On Warrants & Waiting: Electronic Warrants and the Fourth Amendment* (February 16, 2024).

Michigan Technology Law Review Symposium: Law and Justice in the Age of Artificial Intelligence (Invited Panelist), University of Michigan Law School, Ann Arbor, MI, Panelist, *Autonomous Vehicles and the Future of Liability* (November 18, 2023).

Soft Law Governance of AI Applications Workshop (Paper selected for presentation), Washington, DC, *Cooperative Control: Autonomous Vehicles, Safety, and Soft Law Regulatory Regimes* (October 18, 2023).

BBB National Programs Soft Law Summit: Activating Industry Self-Regulation (Invited Panelist), Arlington, VA, Panelist, *Soft Law or Hard Law: Autonomous Vehicles & Drones* (October 17, 2023).

Central States Law Schools Association Annual Scholarship Conference, Norman, OK, *On Warrants & Waiting: Electronic Warrants and the Fourth Amendment* (September 22, 2023).

Law, Culture, and The Humanities 2023 (Paper selected for presentation), University of Toronto School of Law, Toronto, Canada, *The Fourth Amendment and Traffic Stops in the Absence of Drivers* (June 23, 2023).

Tenth Annual Governance of Emerging Technologies & Science (GETS) (Paper selected for presentation), Phoenix, Arizona (May 18, 2023).

- Plenary Panelist (Invited): *Soft Law Governance of Specific AI Applications*
- Paper Presentation: *On Warrants & Waiting: Electronic Warrants and the Fourth Amendment*

Pop Culture Association/American Culture Association 2023 National Conference (Paper selected for presentation), San Antonio, Texas, *Crowd Crush: How the Law Leaves American Crowds Unprotected* (April 7, 2023).

Nottingham Trent University (Invited Speaker), Virtual, Nottingham, UK, *Legal Issues in the Development and Adoption of Autonomous Vehicles* (October 20, 2022).

Central States Law Schools Association Annual Scholarship Conference, Topeka, Kansas, *The Fourth Amendment in the Age of Autonomous Vehicles* (September 10, 2022).

Ninth Annual Governance of Emerging Technologies & Science (GETS) (Paper selected for presentation), Phoenix, Arizona, *The Fourth Amendment in the Age of Autonomous Vehicles* (May 20, 2022).

Pop Culture Association/American Culture Association 2022 National Conference (Paper selected for presentation), Virtual, *The Fourth Amendment in the Age of Autonomous Vehicles* (April 15, 2022).

Marquette University Law School (Invited speaker), Milwaukee, Wisconsin, *The Fourth Amendment in the Age of Autonomous Vehicles* (March 8, 2022).

University of Missouri School of Law (Invited speaker), Virtual, *Crowd Crush: How the Law Leaves American Crowds Unprotected* (February 25, 2022).

Oklahoma Bar Association (Invited speaker), Virtual, *Crowd Crush: How the Law Leaves American Crowds Unprotected* (February 9, 2022).

The Association of American Law Schools 2022 Annual Meeting, Virtual, *The Delicate Dance: Balancing Competing Interests in Making Decisions as a New Law Professor* (January 7, 2022).

Southeastern Association of Law Schools 2021 Annual Meeting, Virtual, *Time Management for Newer Law Professors* (July 26, 2021).

Eighth Annual International and Comparative Urban Law Conference (Paper selected for presentation), Virtual, *How Autonomous Vehicles Will Shape Law in Urban Areas* (July 17, 2021).

Enhancing Urban Climate Resilience: The Role of Law (Paper selected for presentation), Tilburg University, Netherlands, Virtual, *Autonomous Vehicles, Climate Resilience, and Legal Reform* (June 24, 2021).

Pop Culture Association/American Culture Association 2021 National Conference (Paper selected for presentation), Virtual, *Hands Off the Wheel: The Coming Case for Banning Human-Driven Vehicles* (June 4, 2021).

Southeastern Association of Law Schools 2020 Annual Meeting, Virtual, *Spot the Negligence: Teaching Torts Through Social Media Engagement*, Discussion Group: Teaching Torts, (July 31, 2020).

Oklahoma Bar Association (Invited speaker), Virtual, *Covering the COVID-19 Vaccine: Compensating Victims & Protecting Manufacturers* (December 28, 2020).

American Constitution Society of Dallas-Forth Worth (Invited speaker), Virtual, *Supreme Court Review and Preview—Criminal Law Issues* (November 18, 2020).

International Telecommunications Society: 30th Annual European Conference (Paper selected for presentation), University of Aalto, Helsinki, Finland, *Hands Off the Wheel: The Role of Law in the Coming Extinction of Human-Driven Cars* (June 17, 2019).

Seventh Annual Governance of Emerging Technologies & Science (GETS) (Paper selected for presentation), Phoenix, Arizona, *Hands Off the Wheel: The Role of Law in the Coming Extinction of Human-Driven Cars* (May 22, 2019).

Forty-Ninth Annual Meeting of the Pop Culture Association/American Culture Association (Paper selected for presentation), Washington, DC, *Hands on the Wheel: A Call for Greater Regulation of Semi-Autonomous Cars* (April 19, 2019).

Texas Tech Law Review: Thirteenth Annual Criminal Law Symposium (Invited speaker), Texas Tech University School of Law, Lubbock, Texas, *Constitutional Confessions* (March 29, 2019).

Second Annual AAI/ACM Conference on Artificial Intelligence, Ethics, and Society (Paper selected for presentation), Honolulu, Hawaii, *Compensation at the Crossroads: Autonomous Vehicles and Alternative Victim Compensation Schemes* (January 27, 2019).

Second Annual Junior Faculty Forum on Law & STEM (Paper selected for presentation), Northwestern University School of Law, Chicago, Illinois, *Compensation at the Crossroads: Autonomous Vehicles and Alternative Victim Compensation Schemes* (September 28, 2018).

International Telecommunications Society: 29th Annual European Conference (Paper selected for presentation), University of Trento, Trento, Italy, *Compensation at the Crossroads: Autonomous Vehicles and Alternative Victim Compensation Schemes* (August 2, 2018).

Sixth Annual Governance of Emerging Technologies & Science: Law, Policy and Ethics (GETS) (Paper selected for presentation), Beus Center for Law and Society, Phoenix, Arizona, *Compensation at the Crossroads: Autonomous Vehicles and Alternative Victim Compensation Schemes* (May 18, 2018).

LSU Law Journal of Energy Law and Resources Symposium on Disruptive Technologies (Invited speaker), LSU Paul M. Hebert Law Center, Baton Rouge, Louisiana, *Hands on the Wheel: A Call for Greater Regulation of Semi-Autonomous Cars* (February 23, 2018).

Junior Faculty Forum on Law & STEM (Paper selected for presentation), University of Pennsylvania Law School, Philadelphia, Pennsylvania, *Hands on the Wheel: A Call for Greater Regulation of Semi-Autonomous Cars* (October 6, 2017).

We Robot 2017 (Paper selected for presentation), Yale Law School, New Haven, Connecticut, *Fast & Furious: The Misregulation of Driverless Cars* (March 31, 2017).

Texas Tech Law Review: Eleventh Annual Criminal Law Symposium (Invited speaker), Texas Tech University School of Law, Lubbock, Texas, *Fifty Years Later: Miranda and the Police* (Presented via Skype) (March 31, 2017).

Second Annual International & Comparative Urban Law Conference (Paper selected for presentation), Sorbonne Law School, Paris, France, *Crowd Control: Proposing a Statutory Solution* (June 29, 2015).

PROFESSIONAL EXPERIENCE

Hogan Lovells LLP, Washington, DC, 2008-2012

Associate

Practiced litigation with an emphasis on complex commercial disputes. Drafted pleadings, motions, and appellate briefs. Conducted all aspects of discovery including conducting and defending depositions; drafting and responding to discovery requests; and preparing experts.

United States Court of Appeals for the Tenth Circuit, Tulsa, Oklahoma, 2007-2008

Law Clerk to The Honorable Stephanie K. Seymour

United States District Court for the Eastern District of Virginia, Richmond, Virginia, 2006-2007

Law Clerk to The Honorable Richard L. Williams

Hogan & Hartson LLP, Washington, DC, Summer 2005

Summer Associate (Permanent Offer Extended)

NEWSPAPER, MAGAZINE & ONLINE NEWS APPEARANCES

Forbes: Lance Eliot, *Workshop on Soft Law Governance of AI Applications Knocks It Out of the Park and Dazzles with Keen Insights on AI Ethics and AI Legal Impacts* (October 23, 2023).

National Law Journal: Jimmy Hoover, *Oklahoma Asks U.S. Supreme Court to Stop State's Own Execution of Condemned Inmate* (May 5, 2023).

ABA Journal: Jenny B. Davis, *Lessons From the Astroworld Disaster* (December-January 2023).

Bloomberg News: Jenny B. Davis, *Lessons From the Astroworld Disaster* (December 1, 2022)

Yonhap News (South Korea): Yoonchul Kim, *Accidents of 7 or More People Per Square Meter are Inevitable: Preventive Laws Should be Enacted* (November 6, 2022).

Donga Ilbo (South Korea): Hyoun Soo Kim, *The Causes of the Disaster* (November 1, 2022).

Yahoo! News: Marquise Francis, *Oklahoma and Its Affinity for the Death Penalty* (September 2, 2022).

Yahoo! News: Marquise Francis, *Oklahoma Readies for 25 Executions in 2 Years. But Critics Ask, "Why the Rush"* (August 25, 2022).

Congressional Quarterly Researcher: Lorna Collier, *Would Government Regulation Make Events Less Dangerous* (April 22, 2022).

NBC News: Ahiza Garcia-Hodges, *Questions Have Long Swirled Around Who is Liable for Tragedies at Concerts* (November 12, 2021).

Texas Public Radio: Katie Watkins, *Astroworld's Safety Plan Failed to Account for Key Crowd Issues, Expert Says* (November 10, 2021).

Business Insider: Tim Levin, *It's Not Just Tesla: Experts Say the Entire Industry is Struggling to Safely Introduce Automated Features to the Masses* (June 25, 2021).

Business Insider: Tim Levin, *Videos Continue to Show the Risks of Tesla's 'Full Self-Driving' Tech* (March 29, 2021).

Washington Post: Ian Duncan, *A More Than Decade-Long Delay in a Seat Belt Warning System Shows How Car-Safety Rules Get Bogged Down in Bureaucracy* (November 25, 2019).

The Information: Matt Drange, *Studies Don't Support Elon Musk's Autopilot Safety Claims* (May 29, 2018).

Newsweek (Cover Story): David H. Freedman, *How Autonomous Vehicles Will Transform Cities and Suburbs by Ending Traffic Jams, Parking Problems and Road Rage* (December 6, 2018).

Consumer Reports: Jeff Plungis, *U.S. Auto-Safety Agency's Defect Investigations at Historic Low* (Cover Story) (June 29, 2018).

Washington Times: Alex Swoyer, *Mark Zuckerberg's Lawyers: No Liability in Facebook's Mishandling of Millions' Personal Data* (April 10, 2018).

The Regulatory Review: Jane Komsky, *Addressing the Dangers of Partially Driverless Cars* (February 6, 2018).

RADIO & PODCAST APPEARANCES

NPR (Houston Public Media): *Segment about the crowd crush that occurred at the Astroworld Festival in Houston, TX* (November 9, 2021).

The Wealthy Woman Lawyer: *Tracy Pearl: Law Professor & Researcher* (February 11, 2020).

Good Law Bad Law: *Hands Off: A Conversation About Driverless Cars with Tracy Pearl* (July 19, 2019).

Human Robot Interaction: *Episode 1: Autonomous Vehicles- The Future of Transportation*, (March 7, 2019) and *Episode 2: Autonomous Vehicles – Legal Concerns* (March 12, 2019).

Robotics Through Science Fiction: *Episode 11: Tracy Pearl* (April 25, 2019).

Lawsome: *The Torts of Tomorrow* (January 8, 2019).

Film Baby Film: *Episode 22: All the President's Men* (August 16, 2018).

TELEVISION APPEARANCES

ABC News (Los Angeles): Discussing negligent homicide charges filed in response to deadly Tesla crash (January 19, 2022).

KOCO News5 (Oklahoma City): *OU Law Professor Explains Clemency Hearings, Executions in Oklahoma* (December 8, 2021).

Talking Points with Bryan Mudd: Discussing the nomination of Brett Kavanaugh (September 9, 2018).

Civil Counterpoints (KTTZ): Appearing as a panelist for the *Cooling Down the Heated Debates: Understanding Approaches to Climate Change* discussion (October 3, 2017).

KAMC News (Lubbock): Discussing Black Friday crowd issues (November 22, 2016).

Talking Points with Bryan Mudd: Discussing the nomination of Merrick Garland (March 20, 2016).

NOTABLE SERVICE

Summer in Oxford Program (OU), Director, 2022-Present

Curriculum & Scheduling Committee (OU), Chair, 2024-Present

Committee A (OU), Member (Elected Position), 2024-Present

Clerkship Committee (OU), Co-Chair, 2024-Present

University of Oklahoma Faculty Appeals Board, Member (Elected Position), 2021-Present

Probation & Readmission Committee (OU), Chair (Elected Position), 2022-24

Faculty Appointments Committee (OU), Chair (Elected Position), 2022-23

Carceral Studies Consortium (OU), Core Affiliate Board Member, 2021-Present

Online JD Committee (OU), Chair, 2022-23

Criminal Law & Innocence Concentration Program (TTU), Co-Director, 2017-2020

Lights, Camera, Law Film Series (in partnership with Alamo Drafthouse Cinema) (TTU), Co-Creator & Co-Host, 2016-2020

Gender Equity Task Force (TTU), Chair, 2018-2019

Judicial Clerkship Committee (TTU), Chair, 2017-2020

Women Faculty Writing Program (TTU), Facilitator & Fellow, 2016-2020

EDUCATION

Boston College Law School, Newton, Massachusetts, 2007

Juris Doctor

Awards & Honors:

- Order of the Coif
- Frederick N. Halström Oral Advocacy Award, Boston College Law School (2006)
- Best Graduate Essay, Center for Human Rights & International Justice (2006)
- Winner, Boston College Mock Trial Competition (2005)
- Finalist, Boston College Moot Court Competition (2005)

Oxford University, Oxford, United Kingdom, 2003

M.Sc. in Comparative Social Policy

Master's Thesis: *A Comparative Study of Women's Prison Administration in the US and UK*

Richardson Evans Graduate Scholarship Award Winner

Duke University, Durham, North Carolina, 2002

Bachelor of Arts, magna cum laude and with Distinction, in Public Policy Studies

Honors Thesis: *Use of Solitary Confinement and the Eighth Amendment*

OTHER PROFESSIONAL EXPERIENCE

Boston College Communications Department, Chestnut Hill, Massachusetts, 2005-2006

Lecturer, Introduction to Communication

Taught undergraduate public speaking classes. Developed curriculum, assignments, and standards of assessment for the course.

Duke University Public Policy Department, Durham, North Carolina, 2001-2002

Teaching Assistant, Introduction to Policy Analysis

Taught and assessed seminars of twelve students in cost-benefit analysis, game theory, political strategy, statistics, economic analysis, and memorandum writing skills.

White House Office of the Chief of Staff, Washington, DC, Summer 2000

Task Force Intern

Assisted in preparations for the United Nations World Conference Against Racism, Racial Discrimination, Xenophobia, and Related Intolerance. Wrote briefs on relevant policy issues for the White House and the Departments of State and Justice.

White House National Economic Council (NEC), Washington DC, Summer 2000

West Wing Intern

Drafted memoranda and prepared briefing material on telecommunications policy, foreign economies, and state tax laws for Special Assistants to the President and the Director of the NEC.

BAR ADMISSIONS

Massachusetts

District of Columbia

Supreme Court of the United States

United States Courts of Appeals for the First Circuit
United States Courts of Appeals for the Fourth Circuit
United States Courts of Appeals for the Tenth Circuit

HOBBIES & INTERESTS

Reading, documentaries, running, cooking, travel