

# Stanford Law School

## Jeffrey L. Fisher Associate Professor of Law (Teaching)

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### Biography

A leading Supreme Court litigator and nationally recognized expert on criminal procedure, Jeffrey Fisher has argued several and worked on dozens of other cases before the U.S. Supreme Court. His successes include bringing and winning the landmark cases of *Blakely v. Washington*, in which the Court held the Sixth Amendment right to a jury trial applies to sentencing guidelines and *Crawford v. Washington*, in which he persuaded the Court to adopt a new approach to the Constitution's Confrontation Clause.

In 2006, the *National Law Journal* named Professor Fisher one of the 100 most influential lawyers in America. In addition to his Supreme Court practice, Professor Fisher has published several articles on various criminal and constitutional issues, and he speaks regularly to judicial conferences and leading legal organizations. He joined the Stanford Law School faculty from the national law firm of Davis Wright Tremaine where he also offered his services pro bono to the National Association of Criminal Defense Lawyers. Professor Fisher clerked for Judge Stephen Reinhardt of the U.S. Court of Appeals for the Ninth Circuit and U.S. Supreme Court Justice John Paul Stevens.

### Key Works

- [Jeffrey L. Fisher, What Happened-and What is Happening-to the Confrontation Clause, 15 Journal of Law & Policy 587 \(2007\).](#)
- [Jeffrey L. Fisher, Categorical Requirements in Constitutional Criminal Procedure, 94 Georgetown Law Journal 1493 \(2006\).](#)
- [Jeffrey L. Fisher, State Action and the Enforcement of Compulsory Arbitration Agreements Against Employment Discrimination Claims, Hofstra Labor and Employment Journal 289 \(2000\).](#)

### In the News

- [Prosecutors' Liability Tactics Under Review The National Law Journal, November 03, 2008](#)
- [Despite Gaffe, Supreme Court Won't Revisit Landmark Child-Rape Ruling The Christian Science Monitor, October 01, 2008](#)
- [Many Familiar Faces To Appear Before Justices](#)

- [The National Law Journal, September 22, 2008](#)
- [High Court May Revisit Death-Penalty Decision](#)  
[The Wall Street Journal, September 09, 2008](#)
- [Divided On Unanimity; Convictions By A 10-2 Majority Get A New Challenge](#)  
[The National Law Journal, September 01, 2008](#)

## Courses & Programs

### Courses

- [Supreme Court Litigation Clinic](#)

### Programs

- [Supreme Court Litigation Clinic, Co-Director](#)

## Publications & Cases

### Recent Publications [View All](#)

- [Jeffrey L. Fisher, The Truth About the "Not for Truth" Exception to \*Crawford\*, The Champion, January 2008.](#)
- [Jeffrey Fisher, Rita and the State of the Sixth Amendment, SCOTUSblog, June 22, 2007.](#)
- [Jeffrey L. Fisher, What Happened-and What is Happening-to the Confrontation Clause, 15 Journal of Law & Policy 587 \(2007\).](#)
- [Jeffrey L. Fisher, Categorical Requirements in Constitutional Criminal Procedure, 94 Georgetown Law Journal 1493 \(2006\).](#)
- [Jeffrey L. Fisher, No Clear Ideologies, National Law Journal, August 3, 2005, p. 14.](#)
- [Jeffrey L. Fisher, Drawing the Line in \*Crawford\* and \*Blakely\*, 28 The Champion 18 \(2004\).](#)
- [Bruce E. H. Johnson and Jeffrey L. Fisher, Why Format, Not Content, Is the Key to Identifying Commercial Speech, \(Symposium Issue on \*Nike v. Kasky\* and the Modern Commercial Speech Doctrine\), 54 Case Western Reserve Law Review 1243 \(2004\).](#)
- [Jeffrey L. Fisher, \*Nike v. Kasky\*: Will the Shield of the Commercial Speech Doctrine Become a Sword?, 20 Communications Lawyer 1 \(2003\).](#)
- [Jeffrey L. Fisher, State Action and the Enforcement of Compulsory Arbitration Agreements Against Employment Discrimination Claims, Hofstra Labor and Employment Journal 289 \(2000\).](#)
- [Jeffrey L. Fisher, The Unwelcome Judicial Obligation to Respect Politics in Racial Gerrymandering Remedies, 95 Michigan Law Review 1404 \(1997\).](#)

## Affiliations & Honors

### Professional Affiliations

- Co-Chair, Amicus Committee of the National Association of Criminal Defense Lawyers
- Co-Chair, Oral Arguments Committee of the National Association of Criminal Defense Lawyers

## Honors and Awards

- Honoree, The National Law Journal, "The 100 Most Influential Lawyers in America", 2006
- Recipient, Washington Association of Criminal Defense Lawyers William O. Douglas Award (organization's highest honor), 2005
- Honoree, National Law Journal's "40 Under 40", 2005
- Recipient, Order of the Coif, University of Michigan Law School



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## Education

- A.B., Duke University, 1992
- J.D., University of Michigan Law School, 1997

## Expertise

- Constitutional Law
- Criminal Procedure
- Federal Courts
- The Supreme Court

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