

JACOB SCHUMAN

Penn State Law School
208B Lewis Katz Building
University Park, PA 16802
814-867-2069
jds6461@psu.edu

EXPERIENCE

Penn State Law School

Assistant Professor, July 2020 – Present
Affiliate Faculty, Criminal Justice Research Center
Affiliate Faculty, Consortium to Combat Substance Abuse
Courses Taught: Criminal Law, Evidence, Law of the Police Seminar

Federal Community Defender Office for the Eastern District of Pennsylvania

Appellate Unit, Research & Writing Attorney, September 2016 – June 2020

Zuckerman Spaeder LLP

Associate, October 2014 – August 2016

United States District Court for the District of Columbia

Law Clerk to Judge James E. Boasberg, August 2013 – August 2014

United States Court of Appeals for the First Circuit

Law Clerk to Judge Michael Boudin, June 2012 – June 2013

EDUCATION

Harvard Law School, J.D., magna cum laude, May 2012

Harvard Law Review, Notes Chair
Harvard Law and Policy Review, Senior Policy Editor
Freedom Seder Leadership Committee, Black Law Students Association and Jewish Law Students Association
Dean's Scholar Prizes in American Indian Law, Civil Procedure, Criminal Law, Critical Theory in Legal Scholarship, Corporations, Federal Courts, Foreign Relations Law, Law and the International Economy, and Legal Research and Writing
Best Brief – Section 1A, 1L Ames Moot Court Competition

Brown University, B.A., magna cum laude, May 2008

The Brown Daily Herald, Opinions Editor

SCHOLARSHIP

Prosecutors in Robes (in progress)

Revocation at the Founding, 122 MICH. L. REV. ____ (forthcoming)

Selected as Winning Entry in Young Legal Scholars Paper Competition, Federalist Society, 24th Annual Faculty Conference (Jan. 2023)

Criminal Violations, 108 VA. L. REV. 1817 (2022)

Featured by Eva Herscowitz, *How Crime on Parole Drives Mass*

- Incarceration: Study*, THE CRIME REPORT (Mar. 28, 2022), <https://thecrimereport.org/2021/06/23/probation-puts-drug-offenders-at-greater-risk-of-returning-to-prison-paper/>
- Drug Supervision*, 19 OHIO ST. J. CRIM. L. 431 (2022) (peer reviewed)
Featured by Andrea Cipriano, *Probation Puts Drug Offenders at Greater Risk of Returning to Prison: Paper*, THE CRIME REPORT (June 23, 2021), <https://thecrimereport.org/2021/06/23/probation-puts-drug-offenders-at-greater-risk-of-returning-to-prison-paper/>
- Revocation and Retribution*, 96 WASH. L. REV. 881 (2021)
Cited by *United States v. Peguero*, 34 F.4th 143, 170, 173, 175 & n.6 (2d Cir. 2022) (Underhill, J., dissenting)
- Supervised Release Is Not Parole*, 53 LOY. L.A. L. REV. 587 (2020)
Cited by *United States v. Peguero*, 34 F.4th 143, 177 (2d Cir. 2022) (Underhill, J., dissenting); *United States v. Ka*, 982 F.3d 219, 225-28 & n.4 (4th Cir. 2020) (Gregory, J., dissenting); *United States v. Rawls*, No. 4:18-cr-49, 2022 WL 2439571, at *3 (E.D. Ark. July 5, 2022); and NEIL P. COHEN, THE LAW OF PROBATION AND PAROLE, Introduction § 1:1 (2d ed. 2021)
- Sentencing Rules and Standards: How We Decide Criminal Punishment*, 83 TENN. L. REV. 1 (2015)
- Probability and Punishment: How to Improve Sentencing by Taking Account of Probability*, 18 NEW CRIM. L. REV. 214 (2015) (peer reviewed)
- Note, *Indian Canon Originalism*, 126 HARV. L. REV. 1100 (2013)
Cited by *State v. Begay*, 495 P.3d 732, 740 (Or. App. 2021)
- Beyond Nuremberg: A Critique of “Informed Consent” in Third World Human Subject Research*, 25 J.L. & HEALTH 123 (2012)
- Case Comment, *Fourth Amendment – Exigent Circumstances Exception: Kentucky v. King*, 125 HARV. L. REV. 211 (2011)
- Developments in the Law, *Extraterritoriality: Part VI. Extraterritorial Law and International Norm Internalization*, 124 HARV. L. REV. 1226, 1280–92 (2011)
Cited by *Doe v. Exxon Mobil Corp.*, 654 F.3d 11, 78 (D.C. Cir. 2011) (Kavanaugh, J., dissenting) and *Sarei v. Rio Tinto, PLC*, 671 F.3d 736, 803 n.30 (9th Cir. 2011) (en banc) (Kleinfeld, J., dissenting)

COMMENTARY

- It is Time to Reform Federal Supervised Release*, AMERICAN CONSTITUTION SOCIETY EXPERT FORUM (with Aliza Hochman Bloom) (Nov. 30, 2022)
- Editor’s Observations: One Nation Under Supervision*, 34 FED. SENT’G REP. 269 (2022)
- The Judicial Role in Supervision and Reentry*, 34 FED. SENT’G REP. 318 (2022)
- The Secret Success of Federal Probationers*, THE CRIME REPORT (Nov. 11, 2021)
- Lori Loughlin, and Thousands of Others Sentenced to Supervised Release, Is Not*

Getting an Easy Punishment, THE PHILADELPHIA INQUIRER (Aug. 31, 2020)

America's Shadow Criminal Justice System, THE NEW REPUBLIC (May 30, 2018)

Federal Prisons Don't Even Try to Rehabilitate the Undocumented, THE MARSHALL PROJECT (Oct. 17, 2017)

Lawful Use of Deadly Force by the Police: What's Wrong in Ferguson and Elsewhere, THE CHAMPION (May 2015) (with Steven Salky and Keisha N. Stanford)

SERVICE

Academic: Faculty-Works-In-Progress Committee (2020-2021, Chair 2022-present), Faculty Rights and Responsibilities Committee (2021-present), Career Services Office Assistant Dean Search Committee (Summer 2022), Academic Rules Committee (2021-2022), Criminal Justice Research Center Hiring Committee for Postdoctoral Scholar in Racial and Ethnic Disparity in Sentencing (Fall 2020)

Community: Inspector of Elections, Precinct 57, Harris Township-West, Centre County (elected 2021-2025 term); Faculty Advisor to Criminal Law Society, Jewish Law Students Association, and Penn State Mock Trial Association (2022-present)

SELECTED TALKS AND PRESENTATIONS

Revocation at the Founding, Faculty Workshop, Drexel University Kline School of Law (Jan. 2023)

Revocation at the Founding, Young Legal Scholars Paper Competition, Federalist Society, 24th Annual Faculty Conference (Jan. 2023)

Law School Tricks (and Treats), 2022 Academic Leadership Retreat, Mid-Atlantic Black Law Students Association, Penn State Law School (Oct. 2022)

Drug Supervision, Law and (In)equity, Penn State Law School (Feb. 2022)

Criminal Violations, Faculty Colloquium, Rutgers University Law School (Jan. 2022)

Holocaust Remembrance Day, Jewish Law Students Association, Penn State Law School (Jan. 2022)

Criminal Violations, Criminal Justice Workshop Roundtable, Academy for Justice and ABA Criminal Justice Section Academics Committee (Nov. 2021)

Blind Lines of Justice: Prosecutors and Defense Attorneys, Criminal Law Society, Penn State Law School (Sept. 2021)

Drug Supervision, Understanding Drug Sentencing Symposium Workshop, Drug Enforcement and Policy Center, The Ohio State University Moritz College of Law (June 2021)

Drug Supervision, Faculty Workshop, Drexel University Kline School of Law (Apr. 2021)

The Law of Mass Supervision, Human Rights Society Roundtable, Penn State Law School (Mar. 2021)

White Supremacy and the Law: A Discussion on Racism and Antisemitism in the Legal System, Black Law Students Association and Jewish Law Students Association, Penn State Law School, (Feb. 2021)

The Law of Mass Supervision, Criminology Forum, Criminal Justice Research Center, Penn State College of the Liberal Arts (Dec. 2020)

Theories of Revocation Sentencing, Faculty Workshop, University of Pittsburgh School of Law (Oct. 2020)

Federal Law Update, Criminal Law Update CLE, Pennsylvania Bar Institute (Dec. 2018 & Dec. 2019)

Supreme Court & Third Circuit Appellate Update, Training Seminar for CJA Panel Attorneys, Federal Community Defender Office for the Eastern District of Pennsylvania (Oct. 2017, May 2018, & May 2019)

Impact with Entrepreneurship and Activism, Floasis Camp, Burning Man (Aug. 2017)

International Custody and Support Matters and Parenting Plan Headaches, Annual Family Law Forum, New Hampshire Association for Justice (Feb. 2015)

BAR ADMISSIONS

State: District of Columbia (inactive), New York, Pennsylvania (inactive)

Federal: Court of Appeals for the Third Circuit, District Court for the District of Columbia, District Court for the Eastern District of Pennsylvania