

# COREY RAYBURN YUNG

Associate Professor of Law  
John Marshall Law School  
315 S. Plymouth Ct., Chicago, IL 60604  
(312) 386-2863  
cyung@jmls.edu

---

## ACADEMIC APPOINTMENTS

### John Marshall Law School

Fall 2009-Present

Fall 2007-Summer 2009

Courses

Associate Professor

Assistant Professor

Criminal Law, Criminal Procedure, Federal Courts, and Sex Crimes

## PUBLICATIONS

### Articles and Essays

*Flexing Judicial Muscle: An Empirical Study of Judicial Activism*, available at: <http://papers.ssrn.com/abstract=1434742>

*The Emerging Criminal War on Sex Offenders*, 45 HARVARD CIVIL RIGHTS – CIVIL LIBERTIES LAW REVIEW (forthcoming 2010)

*One of These Laws is Not Like the Others: Why the Federal Sex Offender Registration and Notification Act Raises New Constitutional Questions*, 46 HARVARD JOURNAL ON LEGISLATION 369 (2009)

*The Sex Offender Registration and Notification Act and the Commerce Clause*, 21 FEDERAL SENTENCING REPORTER 133 (2008) (peer reviewed) (solicited article)

*Is Military Law Relevant to the “Evolving Standards of Decency” Embodied in the Eighth Amendment?*, 103 NORTHWESTERN UNIVERSITY LAW REVIEW COLLOQUY 140 (2008)

*Banishment by a Thousand Laws: Residency Restrictions on Sex Offenders*, 85 WASHINGTON UNIVERSITY LAW REVIEW 101 (2007)

*To Catch a Sex Thief: The Burden of Performance in Rape and Sexual Assault Trials*, 15 COLUMBIA JOURNAL OF GENDER & LAW 437 (2006)

*Better Dead than R(ap)ed?: The Patriarchal Rhetoric Driving Capital Rape Statutes*, 78 ST. JOHN'S LAW REVIEW 1119 (2004)

- Cited in *Kennedy v. Louisiana*, 128 S. Ct. 2641, 2664 (2008)

### Book Chapters

*The Death Penalty*, SEX OFFENDER LAWS: FAILED POLICIES, NEW DIRECTIONS (Richard G. Wright, ed.) (New York: Springer, 2009)

### Student Notes

*Why are YOU Taking Gender and the Law?: Deconstructing the Norms that Keep Men Out of Law School's “Pink Ghetto,”* 14 HASTINGS WOMEN'S LAW JOURNAL 71 (2003)

*After Napster*, 6 VIRGINIA JOURNAL OF LAW & TECHNOLOGY 16 (2001)

---

**Blogs**                    *Sex Crimes Blog*, <http://sexcrimes.typepad.com>, October 2006-Present, Author

- Over 1,500 posts and 250,000 visitors
- Includes resource pages concerning the Adam Walsh Act and *Kennedy v. Louisiana* that are regularly used by media, scholars, and practitioners

*Concurring Opinions*, <http://www.concurringopinions.com>, March and May 2009, Guest Blogger

**Commentaries**           *Unusual Alliance over Death Penalty Case*, CHICAGO DAILY LAW BULLETIN, April 11, 2008

**PRESENTATIONS**

**Scholarly**                *The Overdeterminacy Thesis*, LatCrit XIV hosted by American University Washington College of Law, October 2009

*An Empirical Study of Judicial Activism within the United States Courts of Appeals*, Southeastern Association of Law Schools Annual Meeting Empirical Legal Studies Workshop, August 2009

*The Undeclared Criminal War on Sex Offenders*, Junior Criminal Law Professor Conference at George Washington University Law School, July 2009

*Defining and Measuring Judicial Activism by Federal Appellate Court Judges*, Annual Meeting of the Law and Society Association, May 2009

*The Undeclared Criminal War on Sex Offenders*, Annual Meeting of the Law and Society Association, May 2009

*The “Barney Fife” Exception: What Does Herring Mean for the Future of the Exclusionary Rule?*, Northwestern University Law School, February 2009

*Evaluating Scalia’s Parade of Horribles in Lawrence v. Texas*, AALS Annual Conference, January 2009

*One of These Laws is Not Like the Others: Why the Federal Sex Offender Registration and Notification Act Raises New Constitutional Questions*, Chicago Junior Faculty Workshop, October 2008

*The Federal Sex Offender Registration and Notification Act*, Midwest Law & Society Retreat, September 2008

*The Overdeterminacy Thesis*, Critical Legal Strategies Conference, September 2008

**Practice Oriented**      *Connecting Sentencing Networks through Weblogs*, National Association of Sentencing Commissions 2007 Annual Conference, August 2007

*Sex Offender Registration Statute*, Federal Criminal Practice Seminar – Eastern District of North Carolina, April 2007

*Responses to Sex Crimes and People Convicted of Sex Crimes*, Open Society Institute, January 2007

---

**SERVICE ACTIVITIES**

- Pro Bono** Amicus Curiae Brief to the Supreme Court of the United States in *Thomas Carr v. United States* on behalf of legal academics
- Member of appellate defense team in *Wickham v. Florida*
- Regularly assists with Sex Offender Registration and Notification Act and other sex offender law cases
- Media** Interviewed and quoted by, among other news organizations, the *Associated Press*, the *Chicago Tribune*, the *Christian Science Monitor*, *CNN*, the *National Law Journal*, *National Public Radio*, and the *New York Times*
- Institutional** Served on Curriculum Review (2008-2010), Faculty Affairs (2008-2009), Faculty Scholarship Roundtable (2009-2010), and Selections & Appointments (2007-2008, 2009-2010) Committees
- Faculty Advisor to Weschler Criminal Law Moot Court Team (2008)
- Coach of 1L Mock Trial Teams (2008, 2009)

**EDUCATION**

**University of Virginia School of Law**  
J.D., 2002  
Executive Editor of the *Journal of Law and Politics*

**University of Iowa**  
B.A. in Political Science with Honors, 1999  
First Speaker at the National Debate Tournament

**LEGAL EXPERIENCE**

**Shearman & Sterling**

Fall 2006-Summer 2007	Associate, New York
Fall 2002-Summer 2004	Associate, New York
Summer 2001	Summer Associate, New York and London

**Judge Michael J. Melloy, United States Court of Appeals for the Eighth Circuit**  
Summer 2004-Summer 2006      Law Clerk