

**ALFREDO GARCIA**

**EDUCATION:**

**THE UNIVERSITY OF FLORIDA COLLEGE OF LAW,**  
Juris Doctor, March 1981.

**Honors and Activities:**

Highest grade in Advanced Jurisprudence.  
Honors in Legal Research and Writing.  
President, Spanish American Latin Student Association, 1980.

**Legal Writing:**

The Cuban Family Code of 1975 (Advanced Senior Thesis).

**THE UNIVERSITY OF FLORIDA, M.A.**

Latin American History, December 1974.  
Admitted to Ph.D. Program, History, January 1975.  
Completed all required coursework.

**JACKSONVILLE UNIVERSITY, B.A., Magna Cum Laude**  
History and Spanish, December 1973.

**EMPLOYMENT:**

**ADMINISTRATIVE:**

**DEAN,** St. Thomas University School of Law, January 2007-August 2010.

- First Cuban-born Dean of an ABA approved law school
- Selected unanimously as Dean by faculty affirmation within one month of being appointed Interim Dean
- Initiated, coordinated and secured ratification of the school's first five-year strategic plan (2007-12)
- Improved the bar passage rate; best and most consistent results in the school's history
- Increased the size of the student body while maintaining its diversity and improving

- the quality of the entering classes
- Provided incentives for the faculty to incorporate both practical and ethical components into the first-year and upper-level curriculum
- Devised plans that prevented the vast majority of the top of the first-year class from transferring to other schools
- Achieved full compliance (no report required ) with both ABA and AALS standards, a milestone in the school's history
- Added six new tenure-track faculty members with excellent academic and practice credentials
- Launched a successful naming fundraising campaign for the school that garnered national attention (noted in the National Law Journal)
- Managed a budget in excess of \$20 million dollars and generated budget surpluses in all fiscal years
- Maintained job placement rate steady amidst the economic downturn
- Developed the Center for Global Justice and Dialogue, a proposed think tank to address issues of global concern
- Hosted the National Conference of Law Reviews (2008)
- Secured grant from the Justice Department in the amount of \$500,000 to address the issue of Human Trafficking
- Received increases for grants to expand the Human Rights Institute, which provides pro bono services to immigrants
- Secured ABA acquiescence for a new LL.M. program in Environmental Sustainability, which will commence in the 2011-12 academic year
- Strengthened ties to the bench and bar through active participation in the Florida Supreme Court's Commission on Professionalism and other state and local bar associations
- Strengthened student co-curricular activities- won several Moot Court and Mock Trial Competitions, including the Orseck statewide competition (sponsored by the Florida Bar)
- Law School ranked third for "Best Environment For Minority Students" and fourth for "Best Quality of Life" (Princeton Review 2011)

**ASSOCIATE DEAN**, St. Thomas University School of Law, 1993-1994, 2003- 2006.

- Coordinated and supervised Self-Study for ABA and AALS sabbatical site inspections
- Chaired Faculty Recruitment and Admissions Committees
- Supervised LL.M. programs in Intercultural Human Rights and International Taxation (on-line program)

**TEACHING:**

**PROFESSOR** - St. Thomas University School of Law, 1993- Present.

**VISITING SCHOLAR IN RESIDENCE** - College of William and Mary, Marshall-Wythe School of Law, Spring 2002

**VISITING PROFESSOR-** Nova Southeastern University, Shepard Broad Law Center, 1994-95

**VISITING PROFESSOR** - American University- Washington College of Law., 1995-96.

**ASSOCIATE PROFESSOR** - St. Thomas University School of Law, 1991 - 1993.

**ASSISTANT PROFESSOR** - St. Thomas University School of Law, 1989 - 1991

**Areas of Instruction**

Criminal Procedure  
Criminal Law  
Evidence  
International Criminal Law  
Torts

**VISITING PROFESSOR** - Thomas M. Cooley Law School, Summer 1993, Criminal Law and Evidence.

**VISITING PROFESSOR** - Southwestern University School of Law, Summer 1991, Advanced Criminal Procedure.

**ASSISTANT PROFESSOR** - The University of Texas at San Antonio, Division of Social and Policy Sciences, 1987-89.

**Areas of Instruction**

Criminal Law  
Criminal Procedure  
Evidence

**VISITING ASSISTANT PROFESSOR** - Florida International University School of Public Affairs and Services, Department of Criminal Justice. August 1986 to August 1987.

**ADJUNCT PROFESSOR** - Florida International University School of Public Affairs and Services, Department of Criminal Justice. January 1985 to August 1986.

**GRADUATE TEACHING ASSISTANT** - University of Florida. American Foreign Policy since World War II and American Political and Economic Institutions. September 1977 to August 1978 and Academic Year 1980.

**INSTRUCTOR** - Miami-Dade Community College. Political, Economic and Social Institutions. January 1976 to September 1977.

**LEGAL:**

**CRIMINAL APPELLATE ATTORNEY** - State and Federal levels September 1989 to present: Prepared briefs and argued cases at the United States 11th Circuit Court of Appeals; and the Third District Court of Appeals (Florida).

**CRIMINAL DEFENSE ATTORNEY** - State and Federal Levels. Miami, Florida. November 1983 to August 1986.

**ASSISTANT STATE ATTORNEY** - Eleventh Judicial Circuit. Miami, Florida. September 1981 to November 1983.

**Narcotics Division - Trial Prosecutor:**

Trial of multiple defendant conspiracy, trafficking, and narcotics-related offense cases. Substantial motion experience in search and seizure and other issues related to large scale narcotics cases.

**Felony Offenses:**

Preparation and trial of serious felony cases including attempted murder, solicitation to commit murder, burglary, kidnapping, sexual battery, narcotics-related crimes, robbery, larceny, aggravated assault and battery, forgery and other white collar crimes.

**Juvenile, Traffic and Misdemeanor Offenses:**

Preparation and trial of juvenile, traffic and misdemeanor cases.

**Motions:**

Substantial motion experience in Fourth, Fifth and Sixth Amendment issues.

**Pre-Trial and Post-Trial Procedures:**

Substantial experience in community-based treatment programs, sentencing, probation, and parole.

**PUBLICATIONS:**

**BOOKS:**

Criminal Law: Concepts and Practice, with Podgor, Henning, and Taslitz ( Carolina Press, 2d. ed. 2009).

*The Sixth Amendment in Modern American Jurisprudence: A Critical Perspective*; (Greenwood Press, 1992).

*The Fifth Amendment: A Comprehensive and Historical Approach*; (Greenwood Press, 2002).

**ARTICLES:**

Foreword: Criminal Law Issue, 22 ST. THOMAS L. REV. 1 (2009).

Psychological Evaluations and the Competency to Waive Miranda Rights (with Frumkin), THE CHAMPION, 12 (Nov. 2003).

No "Fetish" for Privacy, Fairness, or Justice: Why William Rehnquist, Not Kenneth Starr, Was Responsible for William Jefferson Clinton's Impeachment, 10 CORNELL J. L. & PUB. POL. 511 (2001).

Is Miranda Dead, Was It Overruled, or Is It Irrelevant, 10 ST. THOMAS L. REV. 461 (1998).

The Fifth Amendment: A Comprehensive and Historical Approach, 29 U. TOL. L. REV. 209 (1998).

Clash of the Titans: The Difficult Reconciliation of a Fair Final and a Free Press in Modern American Society, 32 SANTA CLARA L. REV. 1107 (1992).

The Jury Trial in Criminal Context: The Link Between the Defendant and the Community, 4 ST. THOMAS L. REV. 81 (1992).

The Right to Counsel Under Siege: Requiem for an Endangered Right?, 29 AM. CRIM. L. REV. 35 (1991).

The Compulsory Process Clause and the "Sporting Theory of Justice": The Supreme Court Evens the Score, 28 DUQ. L. REV., 619 (1990).

The Make My Day Law: Colorado's Experiment in Home Protection, 24 PROSECUTOR 7 (1990) (Book Review).

The Scope of Police Immunity from Civil Suit Under 42 U.S.C. Section 1983 and Bivens: A Realistic Appraisal, 11 WHITTIER L. REV. 511 (1989).

The Winding Path of Bruton v. United States: A Case of Doctrinal Inconsistency, 26 AM. CRIM. L. REV., 401 (1988), cited in 81 J. CRIM. L. & CRIMINOLOGY 236, 252 (1990).

Mental Sanity and Confessions: The Supreme Court's New Version of the Old 'Voluntariness' Standard, 21 AKRON L. REV. 275 (1988), cited in People v. Bernasco, 185 Ill. App. 3d 480, 541 N.E. 2d 774, 780 (1989); 1 W. LA FAVE & J. ISRAEL, CRIMINAL PROCEDURE (1990 Supp. at 74); 1 McCormick Evidence at 567 (1992).

The Scope of Police Immunity from Civil Suit Under 42 U.S.C. Section 1983 and Bivens, 4 J. CONT. CRIM. JUST., 63 (1988).

The Withering of Miranda: A Reversion to the 'Voluntariness' Standard?, 9 FLA. B.J. NEWSLETTER, 1 (1987).

Miranda Revisited: The Erosion of a Clear Standard, 3 J. CONT. CRIM. JUST., 19 (1987).

The Right to Counsel and Informants, 92 CASE & COM., May-June, at 21 (1987).

The Fourth Amendment and 'Private' Searches, 60 FLA. B. J., October, at 63 (1986).

## **ENTRIES**

Bail, OXFORD ENCYCLOPEDIA OF AMERICAN LAW (Kermit Hall, ed., 2002).

Forfeiture, OXFORD ENCYCLOPEDIA OF AMERICAN LAW (Kermit Hall, ed., 2002).

Search Warrants, OXFORD ENCYCLOPEDIA OF AMERICAN LAW (Kermit Hall, ed., 2002).

## **SELECTED PROFESSIONAL ACTIVITIES AND AWARDS:**

Elected Member, American Law Institute (2010).

Award of Distinction, Cuban American Bar Association (2007).

Proclamation Honoring Alfredo Garcia, City of Miami, by Mayor T. Regalado (2010).

Memorial Dean Alfredo Garcia St. Thomas University School of Law Flag Pole (2010).

Member, Site Inspection Team Southern Association of Colleges and Schools (SACS), Elon School of Law (2007).

Law School Representative, Florida Supreme Court Commission on Professionalism

(2004-05)

Florida Supreme Court Committee on Professionalism- Dean's Subcommittee (2005-10)

Dean's Panel Discussion, "How Professionalism Can Be Better Incorporated Into the Law School Experience," 2007-08 Florida Supreme Court Commission on Professionalism Spring Retreat

Presentation, "How Professionalism Issues Enhance and Enliven the Academic Environment," 2009 Florida Supreme Court Commission on Professionalism Spring Retreat

Member: Ad Hoc Committee on Attorney Admissions, Peer Review and Attorney Grievance, United States District Court, Southern District of Florida, (2001- 2003).

Vice Chair, Race and Racism Subcommittee, American Bar Association, Criminal Justice Section (2000-01).

Chair: Promotion and Tenure Committee, St. Thomas University School of Law, (1998-2000).

Chair: Admissions Committee, St. Thomas University School of Law, (1991-1994, 2001);  
Member: (1989-91).

Chair: Faculty Recruitment Committee, St. Thomas University School of Law, (1993-94);  
(2003-06); Member, (1991-1993).

Member: Academic Standing Committee, St. Thomas University School of Law, (1989-90).

Member: Library Committee, St. Thomas University School of Law, (1989-1990).

Member: Committee to revise graduate curriculum of the criminal justice department, Florida International University, 1987.

Member: Graduate Studies Committee, Division of Social and Policy Sciences, University of Texas at San Antonio.

**OTHER PROFESSIONAL ACTIVITIES:**

Invited Speaker, United States Agency for International Development, "Seminar for Journalists on the Administration of Justice," Quito, Ecuador, October 1995.

Invited Speaker, Symposium, "Your Constitutional Rights Under the Sixth Amendment: Speedy Trial, Jury Trial, Confrontation," College of William and Mary, School of Law, March 2011.

Board of Advisors, History Department, University of Florida (2011- present).

Member, Hispanic National Bar Association (HNBA); HNBA Law School Scholarship Committee- 1993-1994.

CLE Speaker HNBA Annual Meeting, 1991; Moderator, 1993.

Chosen for and participant in Leadership Miami, a community leadership organization.

Guest Lecturer, Mothers Against Drunk Drivers, Miami Chapter.

Guest Speaker, Criminal Justice System, Miami Television and Radio Talk Shows.

Former Member, Editorial Board, Human Rights, Official Publication of the American Bar Association's Section on Individual Rights and Responsibilities.

Member, Who's Who in Florida Latin Community.

Member, American Bar Association.

Member, Cuban American Bar Association.

**SKILLS:**

Fluent in Spanish - reading, writing and speaking knowledge.

**PERSONAL:**

**Place of Birth:** Santiago, Cuba

**Hobbies:** Running, Golf

**REFERENCES:**

The Honorable Robert Butterworth, former Attorney General (Florida) and former Dean, St. Thomas University School of Law

Professor Alfred Light, St. Thomas University School of Law (former Dean)

Professor Paul Marcus, College of William and Mary, Marshall-Wythe School of Law

Professor John Makdisi, St. Thomas University School of Law (former Dean)

Professor Michael A. Olivas, University of Houston Law Center (President, American Association of Law Schools).

Professor Sandra Guerra Thompson, University of Houston Law Center.