

# JOSHUA KAISER

---

Law and Social Science Fellow  
American Bar Foundation  
750 North Lake Shore Drive  
4<sup>th</sup> Floor  
Chicago, IL 60611-4403  
joshauwa@northwestern.edu

JD-PhD Candidate  
Northwestern University  
Department of Sociology  
1810 Chicago Avenue  
Evanston, IL 60208-0812  
(757) 897-8906

## EDUCATION

---

- Northwestern University**, Evanston, IL  
**Doctor of Philosophy**, Sociology 2017  
Certificates in Legal Studies, Comparative/Historical Studies, and Teaching.  
Dissertation: *The Hidden Sentence: Understanding the Historical Rise of a Broader, Lesser Known Form of Penal Control in the United States, 1907-2016*  
Committee: John Hagan (Chair), Jonathan Simon, Robert Nelson, Laura Beth Nielsen, Heather Schoenfeld
- Northwestern University School of Law**, Chicago, IL  
**Juris Doctor** (coursework complete May 2012; conferred as joint JD-PhD) 2012  
Specializations in Public Policy and International Law.
- Virginia Polytechnic Institute and State University** (Virginia Tech), Blacksburg, VA  
**Bachelor of Science**, Sociology 2007  
**Bachelor of Science**, Psychology 2007

## BOOKS

---

Hagan, John, Joshua Kaiser, and Anna Hanson. *Iraq and the Crimes of Aggressive War: The Legal Cynicism of Criminal Militarism*. 2015. New York: Cambridge University Press.

## ARTICLES (\* indicates peer review)

---

### *Published and Forthcoming*

\*Kaufman, Nicole, Joshua Kaiser, and Cesraea Rumpf. Forthcoming 2017. "Beyond Punishment: The Penal State's Interventionist, Covert, and Negligent Modalities of Control." *Law & Social Inquiry*.

Kaiser, Joshua. Forthcoming 2017. "Making the Underclass: Deprivation, Degradation, and America's Hidden Penal System." *Chicago-Kent Law Review*.

Diamond, Shari Seidman and Joshua Kaiser. Forthcoming 2016. "Race and Jury Selection: The Pernicious Effects of Blackstrikes." *Howard Law Journal*.

\*Hagan, John, Joshua Kaiser, and Anna Hanson. 2016. "The Theory of Legal Cynicism and Sunni Insurgent Violence in Post-invasion Iraq." *American Sociological Review* 81(2):316-346.

Kaiser, Joshua. 2016. "Revealing the Hidden Sentence: How to Add Legitimacy, Purpose, and Transparency to 'Collateral' Punishment Policy." *Harvard Law & Policy Review* 10(1):123-184.

Kaiser, Joshua. 2016. "We Know It When We See It: The Increasingly Tenuous Line between 'Direct Punishment' and 'Collateral Consequences.'" *Howard Law Journal* 59(2):341-372.

\*Hagan, John, Joshua Kaiser, Anna Hanson, and Patricia Parker. 2015. "Neighborhood Sectarian Displacement and the Battle for Baghdad: The Self-fulfilling Prophecy of Crimes against Humanity in Iraq." *Sociological Forum* 30(3):675-697.

\*Kaiser, Joshua and John Hagan. 2015. "Gendered Genocide: The Socially Destructive Process of Genocidal Rape, Murder, and Forced Displacement in Darfur." *Law & Society Review* 49(1):69-107.

Hagan, John, Joshua Kaiser, and Anna Hanson. 2013. "Winning Battles, Losing Wars, and the Synergy Thesis in Iraq." *International Security* 37(4):173-181.

Cuadra, Federico, Joshua Kaiser, Alexis O'Malley, Christine Terada, and Kristin Vogel. 2013. "ICC in the Year 2011: Atrocity Crime Litigation Review for the Year 2011." *Northwestern Journal of International Human Rights* 11(3):182-210.

\*Hagan, John, Joshua Kaiser, and Daniel Rothenberg. 2012. "Atrocity Victimization and the Costs of Economic Conflict Crimes in the Battle for Baghdad and Iraq." *European Journal of Criminology* 9(5):481-498.

\*Hagan, John and Joshua Kaiser. 2011. "The Displaced and Dispossessed of Darfur: Explaining the Sources of a Continuing State-Led Genocide." *British Journal of Sociology* 62(1):1-25.

Reprinted in Froyum, Carissa, Katrina Bloch, and Tiffany Taylor, eds. Forthcoming 2016. *Creating and Contesting Social Inequalities: Contemporary Readings*. New York: Oxford University Press.

\*Hagan, John and Joshua Kaiser. 2011. "Forms of Genocidal Destruction: A Response to Commentators." *British Journal of Sociology* 62(1):62-68.

### **Under Review and In Progress**

\*Kaiser, Joshua and John Hagan. Under Review. "Crimes of Terror, Counter-terrorism, and a Militarized Incapacitation Strategy in Iraq."

\*Kaiser, Joshua. Under Review. "The Production of a Hidden Penal System: Courts, the Collateral Consequences Movement, and American Ideas of Punishment."

Kaiser, Joshua and Shari Seidman Diamond. In Progress. "Understanding Jury Selection: The Relationship between Race, Gender, and Jury Size."

Kaiser, Joshua. In Progress. "The Hidden Sentence and the Hierarchy of Knowledge in the Age of Mass Incarceration."

Kaiser, Joshua, Brittany Friedman, David McElhatten, and Zachary Sommers. In Progress. "Making the Underclass: Deprivation, Degradation, and America's Hidden Penal System." In Progress.

Kaiser, Joshua and Sara Wakefield. In Progress. “Hidden Punishment and Inequality in America.”

Brehm, Hollie Nyseth and Joshua Kaiser. In Progress. “Genocide: The Sociology of Social Deconstruction.”

Kaiser, Joshua (first author) and John Hagan. In Progress. “The Social Reality of Genocide in Law and History: Lessons from Darfur.”

## OTHER PUBLICATIONS

---

Kaiser, Joshua. 2015. “Sudan (Darfur)” in *Wiley-Blackwell Encyclopedia of Race, Ethnicity and Nationalism*, edited by J. Stone, X. Hou, R. Dennis, P. Rizova, and A. Smith. Hoboken, NJ: Wiley-Blackwell.

Kaiser, Joshua. 2013. “Alien Tort Statute” in *Encyclopedia of White-Collar and Corporate Crime*, 2nd ed., edited by L. M. Salinger and J. G. Golson. Thousand Oaks, CA: Sage.

## FELLOWSHIPS, GRANTS, AND AWARDS

---

|  |           |
|--|-----------|
| Law and Social Science Dissertation Fellowship & Mentoring Program, <i>Fellow</i> ,<br>American Bar Foundation and National Science Foundation                       | 2014–2016 |
| “The Hidden Sentence: Punishment without Purpose in the Punitive Era,”<br><i>Principal Investigator</i> , The Alumnae of Northwestern University                     | 2015–2016 |
| Humane Studies Fellowship, <i>Dan Searle Fellow</i> , Institute for Humane Studies, George<br>Mason University   | 2015–2016 |
| Supreme Court Fellows Program, <i>Finalist</i> , Supreme Court of the United States  | 2015–2016 |
| Presidential Fellowship, <i>Finalist</i> , The Graduate School, Northwestern University  | 2015–2016 |
| Humane Studies Fellowship, <i>Dan Searle Fellow</i> , Institute for Humane Studies, George<br>Mason University   | 2014–2015 |
| Graduate Research Grant, <i>Recipient</i> , Northwestern University  | 2014–2015 |
| Graduate Teaching Fellowship, <i>Fellow</i> , Searle Center for Advancing Learning &<br>Teaching, and The Graduate School, Northwestern University – <i>declined</i> | 2014–2015 |
| Graduate Student Workshop, <i>Invited Attendee</i> , Annual Meeting of the Law & Society<br>Association  | 2014      |
| Graduate Student Conference Travel Award, <i>Recipient</i> , Buffett Center for<br>International and Comparative Studies, Northwestern University                    | 2014      |
| Humane Studies Fellowship, <i>Bernard Marcus Fellow</i> , Institute for Humane Studies,<br>George Mason University   | 2013–2014 |
| Graduate Teaching Fellowship, <i>Fellow</i> , Searle Center for Advancing Learning &<br>Teaching, and The Graduate School, Northwestern University                   | 2013–2014 |
| Robert F. Winch Memorial Award, <i>Honorable Mention</i> , <i>Graduate Student Teaching<br/>Assistant</i> , Department of Sociology, Northwestern University         | 2013      |
| MacArthur Foundation Collaborative Research Grant, <i>Recipient</i> , Northwestern   | 2013      |

|   |           |
|---|-----------|
| University  |           |
| Graduate Student Conference Travel Award, <i>Recipient</i> , Buffett Center for International and Comparative Studies, Northwestern University          | 2013      |
| MacArthur Foundation Collaborative Research Grant, <i>Recipient</i> , Northwestern University   | 2012      |
| MacArthur Foundation Collaborative Research Grant, <i>Recipient</i> , Northwestern University   | 2011      |
| “Crime, War and Wealth Pre- and Post-Invasion Iraq,” <i>Assistant Researcher</i> (with John Hagan, Principal Investigator), National Science Foundation | 2010–2013 |
| MacArthur Foundation Collaborative Research Grant, <i>Recipient</i> , Northwestern University   | 2010      |
| Northwestern University Fellowship, <i>Recipient</i> , Northwestern University  | 2008–2014 |

## **OTHER RESEARCH EXPERIENCE**

---

|   |           |
|---|-----------|
| <i>Research Advisor</i> , Center for Law and Global Affairs, Arizona State University, Phoenix, AZ  | 2012–2014 |
| Providing methodological direction for a focused, context-sensitive data collection effort, using both quantitative and qualitative measures, for the RITEWORK/ KAZISAFI project in the eastern Democratic Republic of the Congo. |           |
| <i>Research Consultant</i> , International Human Rights Institute, DePaul University College of Law, Chicago, IL  | 2008–2009 |
| Prepared data from the Iraq History Project, a comprehensive collection of testimonies of human rights violations across Iraq (1968-2008), for statistical analysis, presentation, and report.                                    |           |

## **PRESENTATIONS**

---

### **Invited Presentations**

“Gendered Genocide: Rape, The Socially Destructive Process of Genocidal Rape, Murder, and Forced Displacement in Darfur.” Insights From Recently Published Work in *Law & Society Review*, Annual Meeting of the Law and Society Association, Seattle, WA, May 2015.

“Accessing and Analyzing the Imperfect Data of Conflict Zones.” Workshop on Research Methodologies in the Middle East and North Africa, Northwestern University, Evanston, IL, February 2015.

“Punishment without Purpose? Understanding the Rise and Persistence of America's Hidden Penal Regime.” Fellows CLE Research Seminar, Fellows Research Advisory Committee, American Bar Foundation, Chicago, IL, December 2014.

“The Privilege of Punishing: Explaining the Rise of America's Hidden Penal Regime, 1952-2014.” American Bar Foundation Seminar Series, Chicago, IL, September 2014.

“The Hidden Sentence: Understanding a Broader, Lesser Known Form of Penal Control across the United States.” Interdisciplinary Conference on Technology, Economy, Democracy, Columbia University, New York, NY, July 2014.

### **Conference Presentations**

“Beyond Punishment: The Penal State’s Interventionist, Covert, and Negligent Modalities of Control.” With Nicole Kaufman and Cesraea Rumpf. Annual Meeting of the American Sociological Association, Chicago, IL, August 2015.

“Punishment without Purpose: The Historical Origins and Effects of the Hidden Sentence.” Annual Meeting of the Social for the Study of Social Problems, Chicago, IL, August 2015.

“The Contemporary Recreation of the Debtor’s Prison: Legal Financial Obligations and Fiscally Oriented Hidden Sentences.” Annual Meeting of the Law and Society Association, Seattle, WA, May 2015.

“The Privilege of Punishing: America’s Hidden Regime of Collateral Consequences and Offenders’ Rights Restrictions.” Annual Meeting of the American Society of Criminology, San Francisco, CA, November 2014.

“Genocide as Intentional Social Destruction: Gendered, Empirical Proof of Genocidal Rape, Killing, and Displacement in Darfur.” Conference on Empirical Legal Studies, Berkeley, CA, November 2014.

“In the Shadow of Mass Incarceration: The Rise of Hidden Sentences across the United States, 1950–2010.” Midwest Law and Society Retreat, Madison, WI, October 2014.

“Punishment without Purpose: The Historical Origins and Effects of the Hidden Sentence.” Annual Meeting of the Social for the Study of Social Problems, San Francisco, CA, August 2014.

“A Gendered, Social Theory of Genocide: Rape, Killing, and Displacement in Darfur.” With John Hagan. Annual Meeting of the Law and Society Association, Minneapolis, MN, May 2014.

“Beyond Punishment: Surveillance, Assistance, and Transformation under a Reconfigured Penal State.” With Nicole Kaufman and Cesraea Rumpf. Annual Meeting of the Law and Society Association, Minneapolis, MN, May 2014.

“Punishment without Purpose: The Historical Origins and Effects of the Hidden Sentence.” Annual Meeting of the American Society of Criminology, Atlanta, GA, November 2013.

“Gendered Genocide: Rape, Murder, and Forced Displacement in Darfur.” With John Hagan. Annual Meeting of the American Sociological Association, New York, NY, August 2013.

“Extermination and Elimination in the Gendered Process of Genocide.” With John Hagan. Annual Meeting of the Social for the Study of Social Problems, New York, NY, August 2013.

“Corporate Criminal Responsibility or Nothing: A False Dichotomy that Ignores Organizational Ontology, Structure, and Agency.” Annual Meeting of the Law and Society Association, Boston, MA, May 2013.

“The Hidden Sentence and Its Impact on the One-sided Story of Mass Incarceration.” Prison Studies Group’s Third Annual Graduate Student Conference, City University of New York, New York, NY, April 2013.

“Person or Nothing: The False Dichotomy Surrounding Corporate Criminal Responsibility, Organizational Ontology, and Corporate Agency.” Annual Meeting of the Mid-Atlantic Law and Society Association, Philadelphia, PA, October 2012.

“The Hidden Sentence: Rethinking Offenders’ Rights and ‘Collateral Consequences’ Punishment.” Midwest Law and Society Retreat, Madison, WI, September 2012.

“The Hidden Sentence: Transparency and Purposiveness in ‘Collateral’ Sentencing Policies.” International Conference on Law and Society, Honolulu, HI, June 2012.

“Representativeness in the Study of Hard-to-Reach Populations: Expanding Respondent-Driven Sampling.” Annual Meeting of the Society for the Study of Social Problems, Atlanta, GA, August 2010.

## **TEACHING EXPERIENCE**

---

### ***Courses Instructed***

- |   |             |
|---|-------------|
| “Introduction to the Discipline: Professional Seminar in Sociology,” Department of Sociology, Northwestern University | 2013–2014   |
| “Crime: The Politics of Punishment,” Department of Sociology, Northwestern University                                 | Spring 2013 |

### ***Courses Assisted***

- |   |             |
|---|-------------|
| “Sociology of Law,” Department of Sociology, Northwestern University                        | Winter 2014 |
| “Crimes, Politics, & Society,” Department of Sociology, Northwestern University             | Fall 2012   |
| “Introduction to Russian Literature,” Department of Slavic Studies, Northwestern University | Fall 2012   |
| “Gender & Society,” Department of Sociology, Northwestern University                        | Spring 2010 |
| “Economy & Society,” Department of Sociology, Northwestern University                       | Winter 2010 |
| “Sociology of Deviance & Crime,” Department of Sociology, Northwestern University           | Fall 2009   |

### ***Guest Lectures***

- |  |           |
|--|-----------|
| “Reentry and Recidivism,” “Criminal Justice Politics and Policy,” Department | Fall 2015 |
|--|-----------|

of Political Science, Northwestern University

“Punishment without Purpose: The Hidden Penal System,” “Law in the Political Arena,” Department of Political Science,” Northwestern University Spring 2015

“Hidden Sentences and Reentry in the Politics of Crime,” “Topics in Crime,” DePaul University College of Law Spring 2015

“Genocide as Intentional Social Destruction,” Legal Scholarship Seminar, Northwestern University School of Law Fall 2014

**Professional Development**

“Thinking Critically about Critical Thinking”, *Workshop Leader*, New TA Conference, Searle Center for Advancing Learning & Teaching, Northwestern University 2013–2014

“Teaching as Sociology”, *Workshop Leader*, New TA Conference, Searle Center for Advancing Learning & Teaching, Northwestern University 2013–2014

Teaching Certificate Program, *Participant*, Searle Center for Advancing Learning & Teaching, Northwestern University 2012–2013

**PROFESSIONAL SERVICE & LEADERSHIP**

---

**Public Advocacy**

*Statistical Analyst*, “The Blackstrikes Data: Study of Racial Use of Peremptory Challenges,” MacArthur Justice Center at New Orleans in conjunction with the Louisiana Capital Assistance Center and Reprieve Australia. 2014–2017

*Consultant, Campaigning and Legislative Drafting*, “Campaign to Reveal Hidden Sentence Laws in Illinois,” ONE Northside: Organizing Neighborhoods for Equality, Chicago, IL. 2014–2016

**Departmental and University Service**

*Founder and Member*, Professional Teaching Committee, Department of Sociology, Northwestern University 2013–2015

*Member*, Northwestern University Human Right Project, Northwestern University School of Law 2010–2015

*Graduate Student Advisor*, Strategic Plan Development Committee, Weinberg College of Arts & Sciences, Northwestern University 2013–2014

*Committee Member*, Colloquium Coordinating Committee, Department of Sociology, Northwestern University 2013–2014

*Committee Member*, Admissions Committee, Department of Sociology, Northwestern University 2012–2013

*Committee Member*, Communications Committee, Department of Sociology, 2012–2013

|   |           |
|---|-----------|
| Northwestern University   |           |
| <i>Coordinator</i> , JD-PhD Speaker Series, Northwestern University School of Law   | 2011–2013 |
| <i>President</i> , Northwestern University Human Right Project, Northwestern University School of Law   | 2011–2012 |
| <i>Chair of Education</i> , Northwestern University Human Right Project, Northwestern University School of Law  | 2010–2011 |
| <i>Coordinator</i> , Comparative-Historical Social Sciences Workshop, Buffett Center for International and Comparative Studies, Northwestern University | 2009–2010 |

### **External Service**

|   |           |
|---|-----------|
| <i>Associate Editor</i> , <i>Law &amp; Social Inquiry</i>   | 2015–2017 |
| <i>Member</i> , Planning Committee, Punishment & Society Collaborative Research Network, Law and Society Association.   | 2015–2017 |
| <i>Chair and Organizer</i> , “Perils and Promises of Criminal Justice Reform: The Problem of Legal Financial Obligations (LFOs),” Annual Meeting of the Law and Society Association, Seattle, WA, May 2015.   | 2015      |
| <i>Organizer</i> , “Perils and Promises of Criminal Justice Reform: The Broader Penal Regime of Hidden Sentences,” Annual Meeting of the Law and Society Association, Seattle, WA, May 2015.  | 2015      |
| <i>Discussant</i> , “Excesses of Social Control,” Annual Meeting of the American Society of Criminology, San Francisco, CA, November 2014.  | 2014      |
| <i>Chair</i> , Session on Behavioral and Health Problems, Invited research workshop on “Parental incarceration in the United States: Bringing together research and policy to reduce collateral costs for children,” White House Office of Public Engagement, the White House, Washington, DC, August 2013. | 2013      |
| <i>Peer Reviewer</i> , <i>American Journal of Sociology</i> , <i>British Journal of Sociology</i> , <i>International Journal of Comparative Sociology</i> , <i>Law &amp; Social Inquiry</i> , <i>Law &amp; Society Review</i>   |           |

## **MEMBERSHIPS AND AFFILIATIONS**

---

### **University Affiliations**

|   |           |
|---|-----------|
| <i>Law &amp; Science Fellow</i> , Northwestern University School of Law                             | 2010–2017 |
| <i>Fellow</i> , Buffet Institute for International and Comparative Studies, Northwestern University | 2008–2017 |
| <i>Graduate Fellow</i> , Legal Studies, Northwestern University                                     | 2008–2017 |

### **Professional Memberships**

American Sociological Association  
Society for the Study of Social Problems



Law and Society Association  
American Society of Criminology  
Society for Empirical Legal Studies  
Social Science History Association

## REFERENCES

---

John Hagan  
John D. MacArthur Professor of Law & Sociology  
Northwestern University  
Co-Director, Center on Law & Globalization  
American Bar Foundation  
(312) 988-6595  
j-hagan@northwestern.edu

Robert L. Nelson  
Director and MacCrate Research Chair  
American Bar Foundation  
Professor of Sociology  
Northwestern University  
(312) 988-6532  
rnelson@abfn.org

Laura Beth Nielsen  
Professor of Sociology  
Director, Legal Studies Program  
Northwestern University  
American Bar Foundation  
(312) 988-6574  
l-nielsen@northwestern.edu

Heather Schoenfeld  
Assistant Professor of Education & Social Policy  
Assistant Professor of Legal Studies  
Northwestern University  
(847) 467-0259  
heather.schoenfeld@northwestern.edu

Jonathan Simon  
Adrian A. Kragen Professor of Law  
Director, Center for the Study of Law and Society  
Boalt Hall, School of Law  
University of California, Berkeley  
(510) 643-5169  
jsimon@law.berkeley.edu

Daniel Rothenberg  
Professor of Practice  
Sandra Day O'Connor College of Law  
Arizona State University  
(480) 727-7429  
daniel.rothenberg@asu.edu

Shari Seidman Diamond  
Howard Trienens Professor of Law & Psychology  
Northwestern University  
American Bar Foundation  
(312) 503-2040  
s-diamond@law.northwestern.edu

Andrew Koppelman  
John Paul Stevens Professor of Law  
Northwestern University  
(312) 503-8431  
akoppelman@law.northwestern.edu