

# Alan Ellis

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PRACTICE LIMITED TO FEDERAL CRIMINAL LAW

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## ALAN ELLIS CURRICULUM VITAE

### **PROFESSIONAL EXPERIENCE:**

LAW OFFICES OF ALAN ELLIS, San Francisco, California and New York, New York.  
1973 to present. Founder and principal partner of a federal criminal defense law firm with emphasis on sentencing, prison placement and other prison matters; direct appeals; Supreme Court practice; habeas corpus 2255 petitions; and prisoner transfer treaty work for foreign inmates

VISITING FULBRIGHT PROFESSOR OF LAW, Jiaotong University School of Law, Shanghai, China, 2007.

FEDERAL CLERKSHIP, Philadelphia, Pennsylvania.

1973. Law Clerk to the Honorable Raymond J. Broderick, Judge, United States District Court for Eastern District of Pennsylvania.

ASSISTANT PROFESSOR OF LAW, San Francisco, California.

1970 to 1971. Assistant Professor of Law, Golden Gate University School of Law. Full-time teaching position. Criminal Law and Procedure, Evidence, Corporations.

LECTURER IN LAW, Philadelphia, Pennsylvania.

1969 to 1970. Instructor in Law at the Wharton School of Business and Finance at the University of Pennsylvania. Business Law.

FEDERAL CLERKSHIP, Philadelphia, Pennsylvania.

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"One of this country's pre-eminent criminal defense lawyers" -- *Federal Lawyer* magazine

"A nationally recognized expert in federal criminal sentencing." -- U.S. Court of Appeals for the Ninth Circuit

1967 to 1969. Law Clerk to the Honorable John W. Lord, Jr., Chief Judge, United States District Court for Eastern District of Pennsylvania.

**PROFESSIONAL ASSOCIATIONS:**

American Bar Association, Criminal Justice Section

American Board of Criminal Lawyers

American Civil Liberties Union of Central Pennsylvania, President, 1976-80

Bay Area Council, San Francisco, California, 2009-

National Association of Criminal Defense Lawyers

President, 1990-1991

National Board of Directors, 1981-85

Chairperson, Sentencing Committee, 1985-1987

Chairperson, Lawyers Assistance Strike Force, 1983-85

Chairperson, Amicus Curiae Committee, 1980-83

National Council on Crime and Delinquency, Board of Directors, 1991-1994

Philadelphia Bar Association, Executive Committee, Criminal Justice Section, 1984-86

Prison Law Offices, Board of Directors, 1989-1994

**HONORS, AWARDS, REVIEWS:**

**Major Honors and Awards:**

Fulbright Senior Specialist Award – U.S. State Department, 2007

Visiting Professor of Law at Shanghai, Jiaotong University School of Law on American Criminal Law and Procedure, and its Constitutional Protections.

Executive Committee Award, (1986), National Association of Criminal Defense Lawyers, U.S. Sentencing Commission Liaison Committee activities.

President's Commendation Award, (1985), National Association of Criminal Defense Lawyers, Lawyers Assistance Strike Force activities.

President's Commendation Award, (1984), National Association of Criminal Defense Lawyers, Lawyers Assistance Strike Force activities.

Robert C. Heeney Memorial Award, (1983), National Association of Criminal Defense Lawyers.

President's Commendation Award, (1982), National Association of Criminal Defense Lawyers, Amicus Curiae Committee activities.

**Reviews:**

Henry Sadowski Review, Federal Prison Guidebook, 2015-2017 Edition, *The Champion*, May 2015

Doug Berman's Sentencing Law and Policy blog review of *Federal Prison Guidebook*, October 2012

United States Court of Appeals for the Ninth Circuit in a published opinion described Alan Ellis as a "nationally recognized expert in federal criminal sentencing." U.S. v. Walters, 309 F.2d 589, 592 (9<sup>th</sup> Cir. 2002)

KGO TV, San Francisco ABC Affiliate, Alan Ellis & Lianne C. Scherr:  
“He is the best in the business.” (1996)

Verdict Magazine (January 2007)

“Ellis, one of American’s top specialists in criminal sentencing. He is a sought after lecturer in criminal law education programs and is widely published in the area of federal sentencing, Bureau of Prisons matters, appeals and other post-conviction remedies with more than 90 articles to his credit. More than one legal commentator has referred to Mr. Ellis as the “go-to guy in America” for federal sentencing if ‘you’re in deep trouble and have deep pockets.”

The Federal Lawyer (July 2006)

“Alan Ellis is one of this country’s pre-eminent criminal defense lawyers. A former president of the National Association of Criminal Defense Lawyers, he specializes in sentencing and post-conviction matters.”

The Sentence Term-inators, ABA Journal (March 2003)

“Ellis is one of only a handful of U.S. lawyers known as post-conviction specialist or sentence mitigators. These high-priced consultants specialize in getting their clients – among the most notorious defendants in the country – the lightest possible sentences to be served under the best possible conditions. Knowledge of prisons is critical in this job. Ellis shows his expertise as co-author of the Federal Prison Guidebook, sort of an overview of the entire federal prison system. Ellis says he makes no guarantees, but he won’t take a case that he believes has no merit. He limits his practice exclusively to the federal courts because federal law is the same wherever he goes.”

The Cell Broker, The San Francisco Recorder (September 16, 2002)

“Ellis is one of the nation’s preeminent post-conviction specialists, a lawyer who mitigates tough sentences with a thorough knowledge of the sentencing guidelines and federal prison system. His client list has included the famous and infamous, from Alfred Taubman, the former head of Christie’s auction house to so-called American Taliban John Walker Lindh.”

“Business leaders should probably start passing his name around at high-level meetings, too. With all the hubbub about cracking down on corporate corks, Ellis’ roster of clients -- now about 80 – could start to strain under the demand.”

“Most are of the white-collar variety, he says, with a handful of drug defendants and a few sexual predators thrown in. Why hire Ellis? He is the author of ‘Federal Prison Guidebook.’ And he boasts that every federal judge in America has a copy. He employs forensic accountants, psychiatrists, and investigators to churn up information that can be used to mitigate his client’s crimes. He has contact within the Bureau of Prisons, which decides where prisoners are housed.”

“Alan literally wrote the book on federal prison facilities,” explain Tony West, of counsel at Morrison & Foerster [a prominent San Francisco law firm], said John Walker, one of Lindh’s defense lawyers.

Hiring a Good Attorney Can Be a Matter of Time, The Philadelphia Inquirer (October 30, 1994)

“Ellis, based in San Francisco, is one of a handful of ‘post-conviction’ attorneys who help the convicted get the most out of the federal prison system.”

“With Ellis’ help, McGinley’s sentence was cut to eight years and a month. McGinley, 41, is serving the last four years at the Federal Prison Camp in Alderson, a minimum-security prison for nonviolent women.”

“I was told if you want the best, get Alan Ellis,” McGinley says.

Right Lawyer May Get Client Club Fed Instead of Hard Time, The Sacramento Bee  
(December 19, 1991).

### **LISTINGS:**

Philadelphia Magazine, 82 People to Watch in 1982.

Who's Who in American Law, 1984 - present.

National Directory of Criminal Lawyers.

### **BAR AND COURT ADMISSIONS:**

Admitted to the Pennsylvania Bar (1968)

Admitted to practice before:

Supreme Court of Pennsylvania (1968)

Supreme Court of the United States (1978)

United States Court of Appeals for the Second Circuit (1986)

United States Court of Appeals for the Third Circuit (1980)

United States Court of Appeals for the Fourth Circuit (1989)

United States Court of Appeals for the Fifth Circuit (1983)

United States Court of Appeals for the Ninth Circuit (1987)

United States Court of Appeals for the Tenth Circuit (1988)

United States Court of Appeals for the Eleventh Circuit (1982)

United States District Court for the Northern District of California (1970)

United States District Court for the Eastern District of Pennsylvania (1970)

United States District Court for the Middle District of Pennsylvania (1975)

United States District Court for the Western District of Pennsylvania (1999)

United States District Court for the Northern District of New York (1995)

United States District Court for the District of Colorado (1999)

### **PUBLICATIONS:**

Views from the Bench on Sentencing Representation, Part 9, Law360 (July 28, 2017);

Unwarranted Disparity: Effectively Using Statistics in Federal Sentencing, Bloomberg Law White Collar Crime Report (April 28, 2017);

Unwarranted Disparity: Effectively Using Statistics in Federal Sentencing, Bloomberg Law Criminal Law Reporter (April 26, 2017);

Mental Health Care in the Bureau of Prisons, The National Trial Lawyers (April 13, 2017);

Plea Bargained vs. Open Pleas: What the Data Reveal, Westlaw Journal White Collar Crime (March 2017);

The U.S. Sentencing Commission’s 2017 Amendment Cycle: Acceptance of Responsibility and Relevant Conduct, Bloomberg Law White Collar Report (March 31, 2017);

Views from the Bench on Sentencing Representation, Part 8, Law360 (March 14, 2017);

Gorsuch May Bring Needed Changes to Federal Sentencing, Law360 (March 3, 2017);  
The U.S. Bureau of Prisons' Pre-Release Program—Getting Out Early, Criminal Justice (Winter 2017);  
The U.S. Sentencing Commission Continues to Make Fundamental Fixes to the Sentencing Guidelines, Criminal Justice (Winter 2017);  
Views from the Bench on Sentencing Representation, Part 7, Law360 (September 13, 2016);  
Views from the Bench on Sentencing Representation, Part 6, Law360 (July 20, 2016);  
An Introduction to Federal Sentencing, The Champion (June 2016);  
Views from the Bench on Sentencing Representation, Part 5, Law360 (June 15, 2016);  
Federal Sentencing, Prison and Post Conviction News, Update (May 5, 2016);  
Views from the Bench on Sentencing Representation, Part 4, Law360 (May 3, 2016);  
Sex Offenders: Part 1 – Sentencing, Criminal Justice (Spring 2016);  
Views from the Bench on Sentencing Representation, Part 3, Law360 (April 12, 2016);  
Federal Sentencing, Prison and Post Conviction News, Update (March 23, 2016);  
Views from the Bench on Sentencing Representation, Part 2, Law360 (March 15, 2016);  
Views from the Bench on Sentencing Representation, Part 1, Law360 (March 1, 2016);  
Federal Sentencing, Prison and Post Conviction News, Update (February 25, 2016);  
Federal Sentencing, Prison and Post Conviction News, Greatest Hits (January 12, 2016);  
Residential Drug Abuse Treatment Program (RDAP), Criminal Justice (Winter 2016);  
Federal Sentencing, Prison and Post Conviction News, Update (December 10, 2015);  
Federal Sentencing, Prison and Post Conviction News, Update (November 20, 2015);  
Federal Sentencing, Prison and Post Conviction News, Update (October 27, 2015);  
Advice from the Bench for the White-Collar Client Facing Sentencing, Criminal Justice (Fall 2015);  
Gambling Addiction: Making the Case for Sentencing Relief, Criminal Justice (Fall 2015);  
Federal Sentencing, Prison and Post Conviction News, Update (September 22, 2015);  
The U.S. Sentencing Commission Votes for Fundamental Fixes to the Sentencing Guidelines, American Bar Association White Collar Crime Committee Newsletter (Summer/Fall 2015);  
Federal Sentencing, Prison and Post Conviction News, Greatest Hits of Summer (May 19, 2015);  
Federal Sentencing, Prison and Post Conviction News, Desk Notes (July 28, 2015);  
Securing a Favorable Prison Placement, The Champion (July 2015);  
Federal Sentencing, Prison and Post Conviction News, Update (July 9, 2015);  
Federal Sentencing, Prison and Post Conviction News, Update (June 16, 2015);  
The Lowest Sentence, the Best Place, the Earliest Release: Part II, Criminal Justice (Summer 2015);  
Federal Sentencing, Prison and Post Conviction News, Update (May 27, 2015);  
Federal Sentencing, Prison and Post Conviction News, Desk Notes (May 19, 2015);  
The U.S. Sentencing Commission Votes for Fundamental Fixes to the Sentencing Guidelines, Jurist (May 8, 2015);  
Federal Sentencing, Prison and Post Conviction News, Update (May 5, 2015);  
The Lowest Sentence, the Best Place, the Earliest Release: Part 1, Criminal Justice (Spring 2015);  
Federal Sentencing, Prison and Post Conviction News, Update (April 16, 2015);  
Federal Sentencing, Prison and Post Conviction News, Practice Tips (March 24, 2015);

Federal Sentencing, Prison and Post Conviction News, Update (March 3, 2015);  
Federal Sentencing, Prison and Post Conviction News, Practice Tips (February 24, 2015);  
Alan Ellis' *Federal Prison Guidebook*, 2015-17;  
Federal Presentence Investigation Report, ABA Criminal Justice (Fall 2014);  
Federal BOP Puts a Little Compassion in Its Newest Release Program, ABA Criminal Justice (Winter 2014);  
Federal Sentencing Tips, The Champion (April 2014);  
Trends and Practice Tips for Representing Child Porn Offenders at Sentencing, ABA Criminal Justice (Fall 2012);  
Federal Prison Practice Tips, ABA Criminal Justice (Fall 2012);  
At a "Loss" For Justice, ABA Criminal Justice (Winter 2011);  
Looking at the BOP's Amended RDAP Rules, ABA Criminal Justice (Fall 2011);  
Stemming the Tide of Post Conviction Waivers, ABA Criminal Justice (Spring 2010);  
Changes to the BOP Residential Drug Abuse Program, The Champion (November 2009);  
*Gall and Kimbrough* Practice Tips, The Back Bencher (Spring 2009);  
Federal Sentencing: Stemming the Tide of Post-Conviction Waivers, ABA Criminal Justice (Spring 2010);  
BOP Health Care: What You (and Your Clients) Need to Know, ABA Criminal Justice (Winter 2009);  
Standards of Proof at Sentencing, ABA Criminal Justice (Fall 2009);  
"Sentencing" (Changes to the BOP RDAP, The Champion (November 2009);  
Child Pornography Guidelines Are Ripe for Challenge, ABA Criminal Justice (Summer 2009);  
"Intended Loss" Redefined in Fraud Cases, ABA Criminal Justice (Spring 2009);  
Federal Sentencing Under the Advisory Guidelines: A Primer for the Occasional Practitioner – Part 2, The Champion (December 2008);  
Federal Sentencing Under the Advisory Guidelines: A Primer for the Occasional Practitioner – Part 1, The Champion (July 2008);  
BOP Health Care: What You and Your Client(s) Need to Know, ABA Criminal Justice (Winter 2009);  
BOP Designations Based on Medical Need, ABA Criminal Justice (Fall 2008);  
Alan Ellis' *Federal Prison Guidebook*, James Publishing Company (June 2008);  
Supreme Court Finally Fulfills Promise of *Booker*, ABA Criminal Justice (Spring 2008);  
Alan Ellis' *Federal Sentencing Guidebook*, (April 2008);  
Healthcare in the Federal Prison System, ABA Criminal Justice (Summer 2008);  
Federal Sentencing for the Occasional Federal Practitioner, The Champion (May 2008);  
Securing the Best Placement and Earliest Release, ABA Criminal Justice (Winter 2008);  
Bureau of Prisons Revamps Prison Designation Process, The Champion (December 2007);  
Maximize Benefit of Client's Cooperation with Government, ABA Criminal Justice (Fall 2007);  
Inside Baseball: Interview with Former Federal Probation Office, ABA Criminal Justice (Winter 2007);  
Federal Sentencing Practice Tips: Effect of *United States v. Booker et al.*, The Verdict (January 2007);  
Federal Sentencing and Post Conviction News (Fall 2006);  
Practice Tips: Part 3, ABA Criminal Justice (Fall 2006);  
Americans Arrested Abroad, ABA Criminal Justice (Summer 2006);  
Reducing Recidivism: The Bureau of Prisons Comprehensive Residential Drug Abuse

Program, The Champion (July 2006);  
 Federal Sentencing and Post Conviction News (Spring 2006);  
 Practice Tips: Part 2, ABA Criminal Justice (Spring 2006);  
 Securing a Favorable Prison Placement, The Champion, (April 2006);  
 Practice Tips: Part 1, ABA Criminal Justice, (Winter 2006);  
 Federal Sentencing and Post Conviction News (Winter 2005);  
Alan Ellis' Federal Prison Guidebook, 2005-06 Edition (October 2005);  
 Representing the White Collar Client in a Post-*Booker* World, The Champion (Sept./Oct.,  
 2005);  
 Federal Sentencing and Post Conviction News (Summer 2005);  
 Getting Out Early: BOP Drug Program, ABA Criminal Justice (Summer 2005);  
 Litigating in a Post-*Booker* World, ABA Criminal Justice (Spring 2005);  
 All About *Booker*: A Primer for Defendants, Family and Friends (2005);  
 List of Residential Drug Abuse Treatment Programs (RDAP) in the BOP (2004);  
 Early Release from Custody, ABA Criminal Justice (Fall 2003);  
Alan Ellis' Federal Post Conviction Guidebook (2003);  
Alan Ellis' Federal Sentencing Guidebook (2003);  
Alan Ellis' Federal Prison Guidebook, 2002 editions;  
 A 2255 and 2241 Primer, A Guide for Clients, and Their Families and Friends, The Champion  
 (April 2002);  
 A Federal Criminal Appeal Primer: A Guide for Clients and their Family and Friends, ABA  
Criminal Justice (Spring 2002);  
 Counseling Your Clients on Doing Time, ABA Criminal Justice (Winter 2002);  
 Baker's Dozen, Part II: Advice for the Advocate, ABA Criminal Justice, (Spring 2001);  
 Apprehending and Appreciating *Apprendi*, ABA Criminal Justice, (Winter 2001);  
Alan Ellis' Federal Prison Guidebook, 2000 edition;  
 Federal Sentencing and Post Conviction News (Summer 2000);  
 Federal Prison Designation and Placement: An Update, ABA Criminal Justice (Summer 2000);  
 Representing the White Collar Client at Sentencing, ABA Criminal Justice, (Winter 2000);  
 Going Home: An Introduction to International Prisoner Transfers, The Champion (July 1999);  
 Answering the "Why" Question: The Powerful Departure Ground of Diminished Capacity,  
 Aberrant Behavior, and Post-Offense Rehabilitation, Federal Sentencing Reporter, Vol.  
 11, No. 6 (May/June 1999);  
 Let Judges Be Judges! Post-Koon Downward Departures, Part 7: Family Ties and  
 Responsibilities, ABA Criminal Justice (Summer 1999);  
 Federal Sentencing and Post Conviction News (Spring 1999);  
 Let Judges Be Judges! Post-Koon Downward Departures, Part 6: Substantial Assistance,  
ABA Criminal Justice, (Spring 1999);  
 Let Judges Be Judges! Post-Koon Downward Departures: Part 5: Combination of Factors,  
ABA Criminal Justice, (Winter 1999);  
 Federal Sentencing and Post Conviction News (Fall 1998);  
 Let Judges Be Judges! Post-Koon Downward Departure: Part 4: Civic, Charitable, or Public  
 Service, ABA Criminal Justice, (Fall 1998);  
Alan Ellis' Federal Prison Guidebook, 1998 edition;  
 Let Judges be Judges! Post-Koon Downward Departure: Part 3: Aberrant Behavior, ABA  
Criminal Justice, (Summer 1998);

Let Judges be Judges! Post-Koon Downward Departures: Part 2: Post Offense Rehabilitation, ABA Criminal Justice, (Spring 1998);

Let Judges be Judges! Downward Departures After Koon, ABA Criminal Justice, (Winter 1998);

A Plea for a Pre-PSI, ABA ABA Criminal Justice, (Spring 1997);

Baker's Dozen: Tips for the Experienced Advocate, ABA Criminal Justice, (Winter 1997);

It's Not Too Late, Part II - Filing Second and Successive 2255 Motions under the New Habeas Corpus Reform Law, The Champion, (Jan/Feb 1997);

Federal Sentencing and Post Conviction News (Winter 1997);

Federal Sentencing and Post Conviction News (Fall 1996);

It's Not Too Late -- The Time Period for Filing 2255 Motions Under the New Habeas Corpus Reform Law, The Champion, (July 1996);

How to Secure a Favorable Prison Designation for Your Client, ABA Criminal Justice Magazine, (July 1996);

Federal Sentencing and Post Conviction News (Summer 1996);

Federal Felony Convictions, Collateral Civil Disabilities, ABA Criminal Justice, (Summer 1996);

Federal Sentencing and Post Conviction News (Spring 1996);

The Basic Tools of Federal Post Conviction Relief, Part III - Collateral Attack: 2255 Motions and Habeas Petitions, The Aleph Institution National Liberator (Spring 1996);

Federal Sentencing and Post Conviction News (Winter 1995);

Federal Sentencing and Post Conviction News (Fall 1995);

Federal Sentencing and Post Conviction News (Summer 1995);

At a Minimum: Obtaining the Best Prison Security Level, Los Angeles Daily Journal (1995);

Federal Sentencing and Post Conviction News (Spring 1995);

Federal Sentencing and Post Conviction News (Winter 2004);

Federal Sentencing and Post Conviction News (Fall 1994);

Federal Sentencing and Post Conviction News (Spring 1994);

Federal Sentencing and Post Conviction News (Winter 1993);

Seizure of Assets Under Drug Law Hotly Debated, Los Angeles Times (January 7, 1993);

The Fate of Habeas Corpus Under Clinton, Los Angeles Daily Journal (December 11, 1992);

Mill Valley Lawyer Helps Inmates and Ex-Inmates Battle for Freedom, Mill Valley Times (September 1, 1992);

Feds Won't Let Ex-Con Take Law Job, San Francisco Weekly;

A Glaring Contrast: Criminal Justice in Black and White, Wall Street Journal (May 14, 1992);

Racism and Injustice in the Criminal Justice System, San Francisco Chronicle (May 1, 1992);

A Secret Tooth, San Francisco Chronicle (February 26, 1992);

How 'Tooth Fairy' Bureaucracy Slowed Convict's Parole, San Francisco Chronicle (February 22, 1992);

El Racismo En La Balanza, La Opinion (February 9, 1992);

Racism and Criminal Justice: Black Americans Bear the Brunt of Draconian Drug Laws, Los Angeles Daily Journal (January 21, 1992);

How to Get Your Client Into 'Club Fed,' The Champion (December, 1991);

Lawyers Offered Tips on Getting Clients into 'Club Fed', Pittsburgh Press (December 22, 1991);

Defense Lawyers Seeking Cushy Prisons, Not Softer Mercy Pleas, Salt Lake City Tribune (December 16, 1991);



Vital Legal Protection Is In Jeopardy, Chicago Tribune (December 15, 1991);  
 Racism and Criminal Justice, Marin Independent-Journal (December 11, 1991);  
 A War on Drugs - Or on Blacks, San Diego Union (December 8, 1991);  
 Of Race and Incarceration, San Francisco Recorder (December 5, 1991);  
 Crime Bill Undermines Centuries-Old Protections, San Francisco Chronicle (October 29, 1991);  
 Criminal Defense Lawyers Deserve Credit for Preserving Basic Rights, Contra Costa Times  
 (October 9, 1991);  
 President's Crime Bill Assaults Basic Liberties, San Francisco Chronicle, (September 17, 1991);  
 Racism in the Criminal Justice System, Oakland Tribune, (July 21, 1991);  
 Green Light for Mayhem, Marin Independent Journal, (June, 1991);  
 Crime Control: A Call for a National Commission on the Causes of Crime, The Champion,  
 (June, 1991);  
 Lawyers are 'Constitutional Cops' on Freedom 'Beat,' Courier Express, (May 1, 1991);  
 An Anti-Crime Bill in Name Only, The Champion, (May, 1991);  
 Defense Lawyers' Chief Attacks Bush Crime Plan, St. Louis Post-Dispatch (April 21, 1991);  
 The Trouble with the Crime Bill, Los Angeles Daily Bar Journal, (April 15, 1991);  
 Race and Juries: Burden Could Shift to Defense, New York Times, (April 5, 1991);  
 Who's Doing Time? Not Necessarily Willie Horton, The Champion, (April, 1991);  
 Time to Draw the Line on Police Power, San Francisco Chronicle, (March 29, 1991);  
 Sticker Shock and Prison Impact Statements, The Champion, (March, 1991);  
 Indigent Defense: Wakeup Call for Mr. Scrooge, The Champion, (January/February, 1991);  
 Mandatory Minimums: The Tide May be Turning, The Champion, (December, 1990);  
 How to Get Your Client into "Club Fed", CACJ/Forum, Vol. 17, No. 2, (March/April 1990);  
 There is Still the Time and the Need to Understand the Federal Parole Guidelines, Corporate  
 Criminal Liability Reporter, Vol. 2, No. 3 (Summer 1988);  
 How to Dispute Material Facts Under the New Federal Sentencing Guidelines, ALI-ABA Course  
 Materials Journal (April 1988);  
 Federal Sentencing Guidelines: How to Grid and Bear it, Part II, The Champion (January-  
 February, 1988);  
 Federal Sentencing Guidelines: How to Grid and Bear It, Part I, The Champion (November,  
 1987);  
 Primer on Federal Post-Conviction Lawyering, 13 BNA Criminal Practice Manual, 141:122  
 (October 21, 1987);  
 Rule 32 Alert: Hope for the Prisoner with an Inaccurate Pre-Sentence Investigation Report  
 (1986);  
 An Introduction to the Federal Parole System: What Every Prisoner Should Know (1986);  
 An Overview of the Comprehensive Crime Control Act of 1984, 31 The Practical Lawyer 31  
 (1985);  
Comprender La Ley (Know the Law): Rights of Hispanics Imprisoned in the United States  
 1985);  
 The Comprehensive Crime Control Act of 1984 and its Impact on Individuals Currently Serving  
 a Sentence (1985);  
 The United States' Treaties on Mutual Assistance in Criminal Matters: A Comparative  
 Analysis, 19 International Lawyer 189 (Winter 1985);  
 A Defense Attorney's Analysis of the Sentencing Provisions of the Crime Control and the  
 Criminal Fine Enforcement Acts of 1984, 4 Champion 18 (May 1985);

Manual on Federal Sentencing, Prisons, Parole and Good Time (1984);  
Analysis of Select Forfeiture Provisions of the Comprehensive Crime Control Act of 1984;  
Recent Developments in International Criminal Law, 8 Champion 22 (November 1984);  
Lawyers Under Siege: A Primer on Grand Jury Subpoenas of Lawyers, Attorney Contempt in  
the Advocacy Setting and Pretrial Disqualification of Criminal Defense Lawyers based  
on Conflicts of Interest, Manual prepared for NACDL Lawyers Assistance Committee  
Strike Force (June 18, 1984);  
Federal Sentencing, Criminal Defense Manual (1983);  
Oppose Abolishment of Exclusionary Rule, 46 The Shingle 12 (Spring 1983);  
Materials on Federal Sentencing, Prisons, Parole and Good Time, Philadelphia Bar Association  
Program on Effective Representation at Sentencing (April 16, 1983);  
Federal Plea Bargaining, Sentencing, Prisons and Parole, NACDL Mid-Winter Symposium,  
(February 12, 1983);  
The View of the Lawyer, 4 Champion 3 (November, 1980), reprinted as attorney's Role in  
Sentencing: More Work After the Trial, 4 Pennsylvania Law Journal-Reporter 1  
(January 12, 1981);  
Mitigation of Punishment: A Collection of Sample Memoranda. NCCD Houston, Texas (1979);  
Note, 11 Vill.L.Rev. 662(1966);

## INTERVIEWS

The Best Places to Go to Prison, CNBC, 2013.  
Sins and Admissions: Getting into the Top Prisons," The Wall Street Journal (July 16, 2009),  
Where Does Bernie Go From Here? Part II With Lawyer Alan Ellis," The Wall Street Journal  
(June 29, 2009),  
More on Madoff: Talking Life Behind Bars, with Lawyer Alan Ellis," The Wall Street Journal  
(March 12, 2009),  
Best Places to Go to Prison, Forbes (April 19, 2006).  
Expert Names Top Five Prisons for White-Collar Criminals, Corporate Crime Reporter (July  
25, 2005);  
White Collar Offenders Shop the System for a Prison, Kansas City Star (March 10, 2006):  
The Sentence Term-inators, ABA Journal (March 2003);  
Interview with Alan Ellis, Criminal Defense Attorney, Corporate Crime Reporter (2000);  
The Cell Broker, The Recorder (September 16, 2002);  
Hiring a Good Attorney Can be a Matter of Time, The Philadelphia Inquirer (October 30, 1994);  
Interview with In America/The West, a syndicated TV magazine show re "Club Fed" prison  
designations (1992);  
Interview with KGO-TV (ABC San Francisco affiliate) re sentence reduction (1991);  
Defense Lawyer Seeking Cushy Prisons, Not Softer Mercy Pleas, Salt Lake City Tribune  
(December 16, 1991);  
Right Lawyer May Get Client 'Club Fed' Instead of Hard Time, Sacramento Bee (December 19,  
1991);  
Serving Time or Serving Tennis, Washington Post (December 15, 1991);  
Constitutional Cop, Pacific Sun (July 5, 1991);  
Court OKs Search of Passenger, USA Today, (June 21, 1991);  
New Weapons Defense: Files on U.S. Agents, New York Times, June 7, 1991);

Crime Bill's Fine Print May Have Big Impact, The Recorder (May 21, 1991);  
Top Defense Lawyer Criticizes Crime Bill, Philadelphia Legal Intelligencer (May 8, 1991);  
Prosecutors Take Charge of Sentences, National Law Journal (November 26, 1990);  
Defense Group's New Chief Hopes to Improve Bar's Appeal, The Recorder (July 16, 1990);  
City Lawyer Named Chief of Criminal Defense Bar, Legal Intelligencer (October 6, 1989);  
President-Elect's Clients All Have Own Convictions, San Francisco Banner Daily Journal  
(October 5, 1989);  
Go Directly to Jail. But Which One?, The American Lawyer (July-August 1989);

### **LECTURING AND TRAINING:**

Eastern District Conference, Eastern District of California, What Judges Want at Sentencing:  
US District Judges Lawrence J. O'Neil and Morrison C. England in Conversation with  
Alan Ellis, October 15, 2016, Yosemite, California  
Maine Association of Criminal Defense Lawyers, What Judges Want in Sentencing (and  
Navigating the Federal Prison System Afterwards), June 17, 2016 Freeport, Maine  
Federal Public Defender Association for the Southern District of California, Federal Prison  
System, May 7, 2016, San Diego, California  
Federal Public Defender Association for the Eastern District of California, Federal Prison  
System, January 20, 2016, Sacramento, California  
National Organization for the Reform of Marijuana Laws (NORML), Federal Sentencing,  
December 2015, Key West, Florida  
Federal Public Defender for Arizona, Federal Prison Designation, 2014, Phoenix, Arizona  
Federal Public Defender for the Southern District of Alabama, Ethics and the Criminal Lawyer  
2012, Mobile, Alabama  
United States Court of Appeals for the Ninth Circuit Chief District Court Judges Conference  
January 30-31, 2008, Rancho Mirage, California  
Xiamen University School of Law, Xiamen, China, Fulbright Senior Specialist Award, October  
6, 2007  
Shanghai, Jiaotong University, School of Law – Visiting Fulbright Professor of Law  
Protections Provided Criminal Defendants by the United States Constitution, Fall 2007,  
Shanghai, China  
National Association of Criminal Defense Lawyers  
Federal Sentencing – Judicial Panel – San Francisco, August 2007  
Beijing Normal University School of Law, Beijing, China  
The Right to Counsel Provided by the Constitution of the United States, April 2007  
Shanghai, Jiaotong University, School of Law  
The Fair Administration of Criminal Justice and the Rule of Law: The American  
Experience, November 14, 2006, Shanghai, China  
Reception for Chinese members of NACDL, November 13, 2006, The Peninsula Hotel, Beijing,  
China  
Hong Kong Medico-Legal Society  
Mental Illness as a Factor in Mitigation, November 6, 2006, Hong Kong, S.A.R.  
Edward Bennett Williams Inn of Court  
Federal Sentencing Practice Tips, September 21, 2006, Washington, D.C.  
Louisiana Association of Criminal Defense Lawyers

Law and All That Jazz Seminar, Federal Sentencing Practice Tips, April 27, 2006, New Orleans, Louisiana

American Bar Association-White Collar Crime Institute  
Federal Sentencing Practice Tips, March 3, 2006, San Francisco, California

Georgetown University Law Center Continuing Legal Education & National Association of Criminal Defense Lawyers -- Defending the White Collar Case: In and Out of Court, September 22, 2005, Washington, D.C.

National Association of Criminal Defense Lawyers  
White Collar Crime Conference, September 22, 2005, Washington, DC

American Bar Association-White Collar Crime Institute  
Federal Prisons, March 5, 2003, San Francisco, California

American Bar Association-Section on Taxation  
19<sup>th</sup> Annual National Institute, Criminal Tax Fraud 2002, December 6-8, 2002, San Francisco, California

Federal Public Defenders of Hawaii  
Seminar on litigating substantial assistance motions, December 1, 2001, Honolulu, Hawaii

National Association of Criminal Defense Lawyers  
When Serving Time is Inevitable: An Interview with Alan Ellis on the Federal Prison System, February, 2001, Las Vegas, Nevada

American Bar Association-Section of Taxation  
17<sup>th</sup> Annual National Institute, Criminal Tax Fraud 2000, November 1-3, 2000 Washington, DC; December 6-8, 2000, San Francisco, California.

Institute of Continuing Legal Education in Georgia  
White Collar Crime Seminar, ?Sentencing the White Collar Criminal Defendant,? December 2, 1999, Atlanta, Georgia

National Association of Criminal Defense Lawyers  
Lawyering on the Edge: Pushing the Limits of Aggressive Advocacy - Creating Judicial Flexibility in Sentencing Guidelines, November 6, 1999, Chicago, Illinois

Federal Public Defender's Office  
Round table discussion on Post-Conviction Issues and the Bureau of Prisons, October 15, 1999, San Jose, California

Federal Defenders of Eastern Washington and Idaho,  
Annual Western All Star Conference and Confabulation, September 9, 1999, Boise, Idaho

American Bar Association-White Collar Crime Institute  
Federal Sentencing Guidelines, March 4, 1999, San Francisco, California

American Board of Criminal Lawyers  
Roundtable on Federal Sentencing Practice Tips, February 13, 1999, San Diego, California

Federal Judicial Center  
Workshop for Judges of the First Circuit on Federal Sentencing, October 1997, Hyannis, Massachusetts

National Association of Sentencing Advocates  
Federal Sentencing, May 2, 1997, San Francisco, California

National Judicial College  
Sentencing Course and Practical Guide, Advisory Committee Meeting, February 7-

8, 1997, Reno, Nevada

First Circuit Court of Appeals Judicial Conference, Workshop on Sentencing, October 1996, Hyannis, Massachusetts

National Association of Criminal Defense Lawyers  
How to Get Your Client into Club Fed, August, 1996, Santa Monica, California

Pennsylvania Association of Criminal Defense Lawyers  
How Do You Defend Those People?, July, 1996, State College, Pennsylvania

Louisiana Association of Criminal Defense Lawyers  
Law and All That Jazz Seminar, "Federal Presentence and Post Conviction Remedies," April 1996, New Orleans, Louisiana

Association of Federal Defense Attorneys, What Every Defense Attorney Should Know About the Federal Bureau of Prisons, November, 1995, Los Angeles, California

Wisconsin Association of Criminal Defense Lawyers  
Plea Negotiations and Sentencing, "Ten Golden Nuggets of Sentencing", May, 1995, Wisconsin Dells, Wisconsin

National Organization for the Reform of Marijuana Laws  
Defense of a Criminal Case, "Ten Golden Nuggets of Sentencing", December, 1994, Key West, Florida

California Attorneys for Criminal Justice  
Federal Practice Seminar, October, 1993, San Diego, California

Texas Criminal Defense Lawyers Association  
How to Get Your Client into Club Fed, February 1993, Houston, Texas

American Bar Association  
The Second National Institute on Federal Sentencing Guidelines, September 24-26, 1992, San Francisco, California

American Law Institute-American Bar Association (ALI-ABA)  
Organizational Sanctions under the Federal Sentencing Guidelines, CLE-TV, October, 1991

Florida Association of Criminal Defense Lawyers  
The Crime Bill, July 1991, Miami, Florida

Association of Criminal Defense Lawyers of New Jersey, May, 1991, Newark, New Jersey.

Missouri Association of Criminal Defense Lawyers  
An Anti-Crime Bill in Name Only, April, 1991, St. Louis, Missouri

Practicing Law Institute  
National Conference on Sentencing Advocacy, April 1991, Washington D.C.

Northern California Criminal Trial Lawyers Association  
How to Get Your Client into "Club Fed", July, 1990, San Francisco, California

Connecticut Criminal Defense Lawyers Association  
Federal Sentencing Guidelines, June, 1989, Hartford, Connecticut

Federal Correctional Institution at Safford  
Federal Prisoners' Post-Conviction Rights and Remedies, June, 1989, Safford, Arizona

Practicing Law Institute  
National Conference on Sentencing Advocacy, January 1989, Washington, D.C.

Louisiana Association of Criminal Defense Lawyers  
Advanced Sentencing Advocacy, December, 1988, New Orleans, Louisiana

United States Attorneys for the Middle District of Florida

Federal Sentencing Guidelines, A Defense Lawyer's Perspective, November, 1988,  
Marco Island, Florida,  
Atlanta Bar Association - Super-Star Seminar on Criminal Defense Litigation Federal  
Sentencing, September, 1988, Atlanta, Georgia  
Federal Judicial Center  
Workshop for Judges of the First and Third Circuits on Federal Sentencing Guidelines,  
April 1988, Charleston, South Carolina  
American Law Institute-American Bar Association (ALI-ABA)  
California Attorneys for Criminal Justice, February, 1988, Los Angeles, California  
American Law Institute-American Bar Association (ALI-ABA)  
Federal Sentencing Guidelines, February 26, 1988, Chicago, Illinois  
National Association of Criminal Defense Lawyers  
Advanced Federal Sentencing Guidelines, February 14, 1988, New Orleans,  
Louisiana  
American Law Institute-American Bar Association (ALI-ABA)  
Federal Sentencing Guidelines, February 5, 1988, Washington, D.C.  
American Bar Association-National Association of Criminal Defense Lawyers  
Federal Sentencing Guidelines, January, 1988, Washington, D.C.  
New York State Association of Criminal Defense Lawyers  
Federal Sentencing Guidelines, December, 1987, New York, New York  
United States District Court for the Eastern District of Pennsylvania  
Federal Sentencing Guidelines, December, 1987, Philadelphia, Pennsylvania  
Federal Correctional Institution at Pleasanton  
Federal Prisoners' Post-Conviction Rights and Remedies, August, 1987, Pleasanton,  
California  
State Bar of Texas  
Advanced Criminal Law Program, Post-Conviction Lawyering, August, 1987, Dallas,  
Texas  
San Antonio Bar Association  
Post-Conviction Representation of Federal Criminal Defendants, March, 1987, San  
Antonio, Texas  
New York Criminal Bar Association  
Federal Sentencing Practice, December, 1986, New York, New York  
Massachusetts Continuing Legal Education, Inc.  
Impact of the New Federal Sentencing Guidelines, March 1988, Boston, Massachusetts  
Advanced Criminal Law Seminars  
Parole and the New Sentencing Commission, February, 1986, Aspen, Colorado.  
Alabama Bar Institute for Continuing Legal Education  
Bail and Pre-Trial Detention, Sentencing, Forfeiture of Legal Fees, November, 1985,  
Birmingham, Alabama  
Maryland Criminal Defense Attorneys' Association  
The War on Lawyers, May, 1985, Baltimore, Maryland  
Trial Advocacy Foundation of Pennsylvania  
Criminal Pre-Trial Motion Practice in Pennsylvania, May, 1985, Philadelphia,  
Pennsylvania  
Association of Criminal Defense Lawyers of New Jersey

The War on Lawyers, March, 1985, Newark, New Jersey

Philadelphia Bar Association  
 Comprehensive Crime Control and Fine Enforcements Acts of 1984, March, 1985,  
 Philadelphia, Pennsylvania

University of Missouri - Kansas City School of Law  
 New Developments in Federal Criminal Law, February, 1985, Kansas City, Missouri

National Association of Criminal Defense Lawyers  
 Comprehensive Crime Control Act of 1984, January, 1985, Chicago, Illinois

Pennsylvania Bar Institute  
 Grand Jury Practice and Strategies: A Defense's Lawyers Perspective, May, 1984,  
 Camp Hill, Pennsylvania

Alabama Bar Institute for Continuing Legal Education  
 Overview of Comprehensive Crime Control Act of 1984

Florida Bar Association  
 Sentencing Advocacy, December, 1983

Villanova University School of Law  
 Post-Conviction Representation of Criminal Defendants, October, 1983, Villanova,  
 Pennsylvania

Philadelphia Bar Association  
 Providing Effective Representation at Sentencing, April, 1983, Philadelphia,

Pennsylvania National Association of Criminal Defense Lawyers  
 Federal Plea Bargaining, Sentencing, Prisons and Parole, February, 1983, Fort  
 Lauderdale, Florida

**CONGRESSIONAL AND OTHER GOVERNMENTAL TESTIMONY:**

Hearing before the President's Commission on Model State Drug Laws, (January 6, 1993), San  
 Diego, CA.

Hearing before the Government Information, Justice, and Agriculture Subcommittee of the  
 Committee on Governmental Operation, U.S. House of Representatives on behalf of  
 the National Association of Criminal Defense Lawyers concerning Exercise of Federal  
 Prosecutorial Authority in a Changing Legal Environment (May 10, 1990),  
 Washington, D.C.

Hearing before the Committee on the Judiciary, U.S. House of Representatives on behalf of the  
 National Association of Criminal Defense Lawyers concerning Federal Sentencing  
 Guidelines (July 10, 1987), Washington, D.C.

Hearing before the U.S. Sentencing Commission on behalf of the National Association of  
 Criminal Defense Lawyers concerning Revised Draft, Federal Sentencing Guidelines  
 (March 11, 1987), Washington, D.C.

Hearing before the U.S. Sentencing Commission on behalf of the National Association of  
 Criminal Defense Lawyers concerning Preliminary Draft, Federal Sentencing Guidelines  
 (December 2, 1986), Washington, D.C.

Hearing before Committee on the Judiciary, U.S. House of Representatives on behalf of  
 Philadelphia Bar Association concerning Exclusionary Rule legislation (December 2,  
 1982), Washington D.C.

**OTHER AFFILIATIONS:**

ALI-ABA Courses of Study, Criminal Law Planning Co-chairperson  
American Bar Association, Criminal Justice Magazine, Columnist and Contributing Editor,  
Federal Sentencing  
The Attorney General's Conference of Leaders of the Criminal Prosecution and Defense  
Bars  
Bureau of National Affairs, Inc., Criminal Practice Manual, former member, Editorial  
Advisory Board  
Clark Boardman Ltd., Drug Law Report, member, Editorial Advisory Board

**EDUCATION:**

Villanova University School of Law, Villanova, Pennsylvania  
J.D. Degree June, 1967; Editor, Villanova Law Review;  
Constitutional Law Award  
Pennsylvania State University, State College, Pennsylvania  
Bachelor of Arts Degree June, 1964; Dean's List

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