

MARY S. HOOPES

ACADEMIC APPOINTMENTS

UC Law, San Francisco (effective July 2026)

Associate Professor of Law

Pepperdine Caruso School of Law, Malibu, CA (2022-2026)

Associate Professor of Law and Director, Wm. Matthew Byrne, Jr. Judicial Clerkship Institute (August 2022-present)

Academic Service: Pepperdine University Diversity Council (2023-present); Admissions Committee (2023-2024; 2024-2025); Curriculum Committee (2025-2026)

Faculty Advisor, American Constitutional Society (2023-2026)

Awards: Provost Research Grant for Fieldwork in Mexico (2024), Dean's Excellence Award for Scholarship (2024), Waves Award for Excellence in Scholarship (2023)

University of California, Berkeley School of Law, Berkeley, CA

Director of Research, Berkeley Judicial Institute, 2018-2022

EDUCATION

Ph.D., University of California Berkeley, Jurisprudence & Social Policy Program, 2020

Dissertation: *Empirical Studies of the State's Treatment of Noncitizens in the United States: A Mixed Method Approach*

Committee: Leti Volpp and Taeku Lee (Co-Chairs), Kevin Quinn, Jonathan Simon, Irene Bloemraad

Honors: Berkeley Empirical Legal Studies Fellowship

Outstanding Graduate Instructor Award

High Distinction, Qualifying Field Exam

Dean's Normative Time Fellowship

Berkeley Fellowship (six-year fellowship including full tuition, fees, and stipend)

Experience: Summer Program, Inter-university Consortium for Political and Social Research (ICPSR)

Institute for Qualitative and Multi-Methods Research (IQMMR)

Research Design for Causal Inference, Northwestern University

Exchange Scholar, Religious Norms in the Public Sphere (Paris, France)

Berkeley Undergraduate Research Apprentice Program, Mentor

J.D., Cornell Law School, *magna cum laude*, 2005

Honors: *Order of the Coif*

Activities: Cornell Law Review, General Editor 2004-2005; Associate Editor, 2003-2004

Public Interest Law Union (PILU), Member, 2002-2005

Study Abroad, ESADE School of Law, Barcelona, Spain, Fall 2005 (fluency in Spanish required)

B.S., University of Notre Dame, *magna cum laude*, Philosophy and Science Pre-Professional Studies, 2002

Honors: John A. Oesterle Award in Philosophy

Honors Thesis, *Affirmative Action Policies in U.S. Higher Education*

Activities: Notre Dame International Service Program, San Jose Orphanage, Chile, 2001

Center for the Homeless Children's Group, President, 2001-2002; Vice-President, 1999-2000

PUBLICATIONS AND WORKS IN PROGRESS

Do Border Policies Deter Migrants, 115 CALIFORNIA L. REV. ___ (forthcoming 2027) (with Adam Cox and David Hausman).

Resisting Precarious Labor, 60 GEORGIA L. REV. ___ (forthcoming 2026).
(Selected as a finalist for the AALS Scholarly Papers Competition)

The Future of Virtual Proceedings in the Federal Courts (with Jeremy Fogel), 101 INDIANA L. J. 53 (2025).

Judicial Decision-making (with Jeremy Fogel & Jason Cantone), chapter in
HANDBOOK OF THE PSYCHOLOGY OF LEGAL DECISION-MAKING, Cambridge University Press
(2024) (invited contribution).

Law Clerk Selection and Diversity: Insights from Fifty Sitting Judges of the Federal Courts (with Jeremy Fogel & Goodwin Liu), 137 HARVARD L. REV. 558 (2023).
(featured in: Washington Post, Reuters, Law.com, Law360, Above the Law, Jotwell, and SSRN
“Top Ten Legal Scholarship” list)

Regulating Marginalized Labor, 73 HASTINGS L.J. 101 (2023).
(Article of the Day in ImmigrationProf Blog, featured in Jotwell as among the best recent works
in labor law)

Learning to Detain Asylum Seekers and the Growth of Mass Immigration Detention in the United States (with Smita Ghosh), 46 LAW & SOCIAL INQUIRY 993 (2021, peer-reviewed).
(Article of the Day in ImmigrationProf Blog and in Youth Circulations Blog)

Judicial Deference and Agency Competence, 38 BERKELEY J. INT’L L. 161 (2021).
(Article of the Day in ImmigrationProf Blog)

Works In Progress: A series of articles addressing policies at the U.S.-Mexico border, drawing upon a dataset of more than ten million apprehensions and more than eighty in-depth interviews with migrants and staff within nine shelters in Mexico City, Tijuana, Nogales, and El Paso.

- *The Asymmetric Effects of Migration Policy Change* (with Adam Cox, David Hausman, and Anna Closas)
- *Externalizing the Border* (with Adam Cox, David Hausman, and Anna Closas)

Shorter and Practice-Oriented Works:

Book Review, Andrew I. Schoenholtz et al., THE END OF ASYLUM (2021), RUTGERS CRIM. L. & CRIM. JUST. BOOKS ONLINE (2023) (invited contribution)

Chapter, *Elevating Your Game*, American Bar Association Section of Litigation, 2010 (a book addressing the lack of diversity among lawyers in senior leadership positions)

Attorney-Client Privilege and Work Product Doctrine-Protecting the Privilege: What Is It, Who Has It, and What Happens If You Waive It Good-Bye? (with Christina M. Tchen), Practising Law Institute, Federal Civil Practice 2006 (updated version published in 2007)

Attorney-Client Privilege and Work Product Doctrine in Internal Investigations (with Christina M. Tchen), Practising Law Institute, Federal Civil Practice 2007 (updated version published in 2008)

CLERKSHIP AND FELLOWSHIP

Law Clerk, The Honorable John T. Noonan, Jr., United States Court of Appeals for the Ninth Circuit, San Francisco, CA, 2016-2017

Supreme Court Fellow, Supreme Court of the United States, Washington, DC, 2017-2018

Assigned to the Federal Judicial Center. Responsibilities included research on the federal courts, teaching a class to Supreme Court undergraduate interns, and presenting briefings to judges and other international visitors to the Court.

PROFESSIONAL EXPERIENCE

Director of Research, Berkeley Judicial Institute, University of California, Berkeley School of Law, 2018-2022

Responsibilities included developing the Institute's research on a wide range of issues related to state and federal judiciaries, and planning events and symposia that foster interaction between the legal academy and the judiciary. Consultant work with federal courts on internal governance issues, including leading research teams that administered surveys and conducted interviews with judges and court personnel.

Instructor, Immigration Law Seminar, University of California, Berkeley, 2014-2016

Fall Program for Freshmen, 2014 (4.8/5 teaching effectiveness on evaluations)
Fall Program for Freshmen, 2016 (6.9/7 teaching effectiveness on evaluations)
Rhetoric Department, 2016 (6.7/7 teaching effectiveness on evaluations)

Graduate Student Instructor, UC Berkeley, Legal Studies, 2009-2015

Immigration & Citizenship Law (Professor Leti Volpp, multiple semesters 2010-2015)
Law in Chinese Society (Professor Bob Berring, Spring 2014)
Law, Politics & Society (Professor Malcolm Feeley, Fall 2010)

Litigation Associate, 2005-2008, Skadden, Arps, Slate, Meagher & Flom LLP, Chicago, IL

Represented corporations in complex litigation, internal investigations, and SEC investigations. Co-represented an inmate in a religious discrimination suit through a federal jury trial. Extensive pro bono experience in immigration law, including representation of those seeking asylum, U visas, and Special Immigrant Juvenile (SIJ) status, and serving as a member of the Illinois Task Force on Unaccompanied Immigrant Children. Reviewer for the ABA Judicial Internship Opportunity Program.

Adjunct Professor, Loyola University Chicago School of Law, 2007-2008

Courses: Legal Writing I and II

MEDIA APPEARANCES

Op-ed, *Just Security*, [Fact Checking the "Success" of Trump Border Patrol Policies](#)

Guest, *Marketplace: Make Me Smart* Podcast, [How Farmworkers Were Left Behind](#)

Guest, *Strict Scrutiny* Podcast, [After Affirmative Action](#)

Guest, *More Just with Erwin Chemerinsky*, [Tracking the Diversity of Federal Judicial Clerks](#)

Quoted in, among others: BLOOMBERG LAW NEWS, NBC NEWS, THE WASHINGTON POST

SELECTED CONFERENCES AND WORKSHOPS

The Asymmetric Effects of Migration Policy Change, Law & Society Association. San Francisco, May 2026.

Resisting Precarious Labor, Roundtable on Food and Labor Law, UC Irvine School of Law, January 2026.

Resisting Precarious Labor, Guest Lecture, Prof. Yvette Butler's Collective Liberation Seminar, Indiana Maurer School of Law, October 2025.

The Impact of the Supreme Court's Decision in Noem v. Vasquez Perdomo, Pepperdine School of Law, September 2025.

The Future of Virtual Court Proceedings, Federal Court Advisory Committee on Civil Rules, UC Berkeley School of Law, July 2025.

The Asymmetric Effects of Migration Policy Change, Law & Society Association. Chicago, IL, June 2025.

The Asymmetric Effects of Migration Policy Change, Immigration Law Scholars Conference, Ohio State University College of Law, May 2025.

Resisting Precarious Labor, George Washington Law Faculty Workshop, March 2025.

The Asymmetric Effects of Migration Policy Change, Center for Study of Law & Society, Berkeley Law, January 2025.

Resisting Precarious Labor, Junior Labor Scholars Workshop, Cornell University, November 2024.

Diversity and the Supreme Court: An Examination of the Bench and Bar, Emory Law School, September 2024.

Resisting Precarious Labor, Law & Society Association, Denver, Co, June 2024.

Do Restrictive Asylum Policies Discourage Migration? Immigration Law Scholars Conference, University of Minnesota, May 2024.

Law Clerk Selection and Diversity, Faculty Workshop, University of Kentucky School of Law, October 2023.

Law Clerk Selection and Diversity, Center for Study of Law & Society, Berkeley Law, September 2023.

Law Clerk Selection and Diversity, Tenth Circuit Judicial Conference, Santa Fe, NM, September 2023.

Resisting Precarious Labor, Law & Society Association, San Juan, Puerto Rico, May 2023.

Law Clerk Selection and Diversity, Central District of California Judicial Conference, Ojai, CA, Nov. 2022.

Law Clerk Selection and Diversity, UC Berkeley School of Law, March 2022.

Regulating Marginalized Labor, Law & Society Association. Chicago, IL, May 2021.
Learning to Detain Asylum Seekers, Law & Society Association. Denver, CO, May 2020.

Disparities in Appellate Review of Asylum Law, United States Judicial Conference,
Committee on Federal and States Issues. Williamsburg, VA, June 2018.

Disparities in Appellate Review of Asylum Law, United States Supreme Court.
Washington, D.C., February 2018.

Disparities in Appellate Review of Asylum Law, Legal Academia Workshop,
University of Notre Dame, April 2017.

Religious Claims in Asylum Appeals, Western Political Science Association.
Los Angeles, CA, May 2014.

Evaluating a Recent Proposal to Create Article I Immigration Courts, Immigration
Law Teacher's Conference. DePaul University College of Law, May 2010.

LANGUAGE

Spanish (highly proficient/fluent in reading, writing, and speaking)

BAR ADMISSION

Illinois (inactive)