

1. Name. Charles Patrick Ewing
2. Occupation. Forensic Psychologist (licensed in FL and NY; Attorney at Law (admitted in NY)
3. Place of employment. Private Practice of Forensic Psychology
4. Present title. Board Certified Forensic Psychologist
5. Position currently held. Forensic Psychologist
6. Briefly describe the subject matter of your specialty. Forensic psychology (competency, insanity, self-defense, extreme emotional disturbance, and other psychiatric defenses; capital sentencing mitigation; risk assessment; and psychological evaluation of sexual offenders and perpetrators of major crimes, particularly homicide).
7. Specializations within that field. See number 6 above.
8. What academic degrees are held and from where and when obtained. BA, Syracuse University (1971); Ph.D., Cornell University (1975); J.D., Harvard Law School (1983).
9. Specialized degrees and training. Clinical Psychology Internship (1973-1974), Framingham Youth Guidance Center; Post-Doctoral Fellow at Yale University (1976-1977)
10. Licensing in field, and in which state(s). Licensed psychologist (NY and FL).
11. Length of time licensed. NY since 1978; Florida since 2016
12. Length of time practicing in this field. 40 years.
13. Board certified as a specialist in this field. Yes,
14. Length of time certified as a specialist. Since 1988.
15. Positions held since completion of formal education, and length of time in each position.

Professor of Law Emeritus, State University of New York, SUNY Buffalo Law School (Member of the faculty since 1983; promoted to Professor with tenure in 1988).

Editor, Behavioral Sciences and the Law, 1991-present.

Forensic Psychologist, Private Practice, 1979-present, New York and Florida.

Attorney at Law, 1984-present, New York.

State University of New York Distinguished Service Professor (2003-2018).

Professor of Law, State University of New York, SUNY Buffalo Law School (joined the faculty in 1983; promoted to Professor with tenure in 1988).

Academic Dean, 2012-2014; Vice Dean for Legal Skills, 2009-2012, School of Law, State University of New York at Buffalo.

Lecturer in Legal Studies, Brandeis University (1982-83).

Director, Children's Services, Genesee Mental Health Center (1977-78).

Emergency Room Psychiatric Officer, Genesee Hospital (1977-78).

Visiting Assistant Professor of Psychology, Mansfield University (1975-76).

Intern in Clinical Psychology, Framingham Youth Guidance Center (1973-74).

16. Duties and function of current position. Conduct forensic psychological evaluations of criminal defendants and civil plaintiffs; consult with attorneys; prepare reports; testify in court.

17. Length of time at current position. Since 1978

18. Specific employment, duties, and experiences. SEE ABOVE.

19. Whether conducted personal examination or testing of (subject matter/ person/instrumentality). Personal examination with occasional psychological testing if indicated.

20. Number of these tests or examinations conducted by you and when and where were they conducted. I have examined several thousand litigants in the following states: Florida, New York, Virginia, South Carolina, Washington, Texas, New Jersey, Alabama, Arkansas, Virginia, Rhode Island, Nebraska, New Hampshire, Massachusetts, Michigan, Ohio, Indiana, and Wisconsin, and the Canadian province of Ontario.

21. Teaching or lecturing by you in your field. Professor at UB Law School for over three decades teaching Criminal Law, Torts, Evidence, Forensic Science, Juvenile Law and Advanced Criminal Law.

22. When and where your lecture or teach. In addition to teaching at UB Law School, I have given more than 200 lectures to community and professional groups in New York, Massachusetts, Virginia, California, South Carolina, Maryland, Pennsylvania, Michigan, Arizona, Texas, Florida, Georgia, Arizona, Puerto Rico and Canada.

23. Publications by you in this field and titles.

Books Authored

Ewing, C. P. (2014). Preventing the Sexual Victimization of Children: Legal, Psychological and Public Policy Perspectives. New York: Oxford University Press.

Ewing, C. P. (2011). Justice Perverted: Sex Offender Law, Psychology, and Public Policy. New York: Oxford University Press.

Ewing, C. P. (2008). Trials of a Forensic Psychologist. New York: John Wiley & Sons.

Ewing, C. P. (2008). Insanity: Murder, Madness and the Law. New York: Oxford University Press.

Ewing, C. P. and McCann, J. T. (2006). Minds on Trial: Great Cases in Law and Psychology. New York: Oxford University Press.

Ewing, C. P. (1997). Fatal Families: The Dynamics of Intrafamilial Homicide. Thousand Oaks, CA: Sage Publications.

Ewing, C. P. (1990). When Children Kill: The Dynamics of Juvenile Homicide. Lexington, MA: D.C. Heath & Co.

Ewing, C. P. (1990). Kids who Kill. Lexington, MA: Lexington Books.

Ewing, C. P. (1987). Battered Women who Kill: Psychological Self-Defense as Legal Justification. Lexington, MA: D.C. Heath & Co.

Ewing, C. P. (1978). Crisis Intervention as Psychotherapy. New York: Oxford University Press.

Books Edited

Margenau, E. (Ed.), Ribner, N., Stricker, G., Ewing, C. P., and Robertiello (Assoc. Eds.) (1990). The Encyclopedic Handbook of Private Practice. New York: Gardner Press.

Ewing, C. P. (Ed.) (1985). Psychology, Psychiatry and the Law: A Clinical and Forensic Handbook. Sarasota, FL: Professional Resource Press.

Books (Translated, Foreign and Other Editions)

Ewing, C. P. (1993). Kids Who Kill: Juvenile Murder in America. London: Titan Books.

Ewing, C. P. (1992). Kids Who Kill. New York: Avon Books (paperback edition).

Ewing, C. P. (1983). Kriseintervention. Copenhagen, Denmark: Hans Reitzel Publishs.

Ewing, C. P. (1981). Krispsykoterapi. Stockholm, Sweden: Natur Och Kultur.

Journal Articles

Ewing, C. P. (2009). Ethical expert testimony, an uneasy “moral adventure”: a grateful response. Journal of Psychiatry and Law, 36(4), 653-658.

Ewing, C. P. and Gelles, M.G. (2003). Ethical concerns in forensic consultation regarding national safety and security. Journal of Threat Assessment, 2(3), 95-107.

Rogers, R. and Ewing, C. P. (2003). The prohibition of ultimate opinions: A misguided enterprise. Journal of Forensic Psychology Practice, 3(3), 65-75.

Ewing, C. P. (1994). Reading and heeding the interdisciplinary consensus statement on the investigation of child sexual abuse: A legal perspective. Journal of Child Sexual Abuse, 3 (4), 129-132.

Ewing, C. P. (1993). Family preservation and reunification in intrafamilial sexual abuse cases. Journal of Child Sexual Abuse. 2 (2), 113-115.

Rogers, R. and Ewing, C. P. (1992). The measurement of insanity: Debating the merits of the R-CRAS and its alternatives. International Journal of Law & Psychiatry, 15, 113-123.

Ewing, C. P. (1992). Suing your perpetrator: Response to a survivor's story. Journal of Child Sexual Abuse, 1, 129-132.

Ewing, C. P. (1991). Preventive detention and execution: The constitutionality of punishing future crimes. Law & Human Behavior, 15, 139-163.

Ewing, C. P. (1990). Psychological self-defense: A proposed justification for battered women who kill. Law & Human Behavior, 14, 579-594.

Ewing, C. P. (1990). Juveniles or Adults? Forensic assessment of juveniles considered for trial in criminal court. Forensic Reports, 3, 3-13.

Rogers, R. and Ewing, C. P. (1989). Ultimate Opinion Proscriptions: A Cosmetic Fix and a Plea for Empiricism. Law & Human Behavior, 13, 357-374.

Aubrey, M. and Ewing, C. P. (1989). Student and voter subjects: Differences in attitudes toward battered women. Journal of Interpersonal Violence, 4, 289-297.

- Levine, M., Ewing, C. P., and Hager, R. (1987). Juvenile and family mental health law in sociohistorical context. International Journal of Law & Psychiatry, 10, 91-109.
- Ewing, C. P. and Aubrey, M. (1987). Battered women and public opinion: Some realities about the myths. Journal of Family Violence, 2, 257-264.
- Singer, S. I. and Ewing, C. P. (1987). Juvenile justice reform in New York State: The juvenile offender law. Law & Policy, 8, 463-477.
- Ewing, C. P. (1987). Diagnosing and treating insanity on death row: legal and ethical perspectives. Behavioral Sciences and the Law, 5, 175-185.
- Rowley, J. C., Ewing, C. P., and Singer, S. (1987). Juvenile homicide: The need for an interdisciplinary approach. Behavioral Sciences and the Law, 5, 3-10.
- Levine, M., Ewing, C. P., and Levine, D. (1987). The use of law for prevention in the public interest. Prevention in Human Services, 5, (2/3), 239-276.
- Ewing, C. P. (1985). Schall v. Martin: Preventive detention and dangerousness through the looking glass. Buffalo Law Review, 34, 173-226.
- Ewing, C. P. (1983). "Dr. Death" and the case for an ethical ban on psychiatric and psychological predictions of dangerousness in capital sentencing proceedings. American Journal of Law and Medicine, 8, 407-428.
- Ewing, C. P. (1982). Psychologists and psychiatrists in capital sentencing proceedings: Experts or executioners? Social Action and the Law, 8, 67-70.

Book Chapters

- Erickson, S. K. and Ewing, C. P. (2013). Legal Contours of Expert Testimony. In Otto, R. (Ed.), Handbook of Psychology (2d Ed). Hoboken, NJ: John Wiley & Sons.
- Greenberg, S.A., Shuman, D.W., Feldman, S.R., Middleton, C. and Ewing, C. P. (2007). Lessons for forensic psychology practice drawn from the law of malpractice. In Goldstein, A. (Ed.), Forensic Psychology: Emerging Topics and Expanding Roles. New York: John Wiley & Sons.
- Ewing, C. P. (2003). The nature of expert testimony. In Goldstein, A. (Ed.), Comprehensive Handbook of Psychology, Volume 11. New York: John Wiley & Sons.
- Ewing, C. P. (2002). Criminal trial. In Levinson, D. (Ed.), Encyclopedia of Crime and Punishment (pp. 424-428). Thousand Oaks, CA: Sage Publications.
- Ewing, C. P. (2002). Criminal defenses. In Levinson, D. (Ed.), Encyclopedia of Crime and Punishment (397-402). Thousand Oaks, CA: Sage Publications.

- Ewing, C. P. (2000). Parricide. In Pinard, G. F. and Pagani, L. (Eds.), Clinical Assessment of Dangerousness: Empirical Contributions (pp. 181-194). New York: Cambridge University Press.
- Ewing, C. P. (1999). Teenage violence. In Gottesman, R. (Ed.), Encyclopedia of violence in the United States (255-258). New York: Charles Scribner and Sons.
- Ewing, C. P. (1999). School violence. In Microsoft Encarta. Redmond, Washington: Microsoft Corporation.
- Ewing, C. P. (1999). Violence, custody and visitation. In E. K. Carll (Ed.), Violence in our lives: Impact on workplace, home and community. Boston: Allyn & Bacon.
- Ewing, C. P. (1998). "Above all, do no harm": The role of health and mental health professionals in the capital punishment process. In J.R. Acker, R.M. Bohm, & C.S. Lanier (Eds.), America's experiment with capital punishment (pp. 461-476). Durham, NC: Carolina Academic Press.
- Ewing, C. P. (1995). Forensic psychology. In L. Heiden and M. Hersen (Eds.), Introduction to clinical psychology (pp. 381-393). New York: Plenum Publishing.
- Ewing, C. P. (1992). Child abuse can cause youths to become violent. In M. Biskup and C. Cozic (Eds.), Youth Violence: Current Controversies (pp. 79-82). San Diego: Greenhaven Press.
- Ewing, C. P. (1990). Crisis intervention as brief psychotherapy. In R. Wells and V. Gianetti (Eds.), Handbook of the brief psychotherapies (pp. 277-296). New York: Plenum Publishing.
- Ewing, C. P. (1990). Legal issues in terminating treatment. In E. Margenau (Ed.), Encyclopedic handbook of private practice (pp. 720-726). New York: Gardner Press.
- Ewing, C. P. (1983). Ethical issues in clinical practice. In P. Keller & L. Ritt (Eds.), Innovations in clinical practice, Vol. I (pp. 399-410). Sarasota, FL: Professional Resource Press
- Ewing, C. P. (1982). Crisis intervention: Helping clients in turmoil. In P. Keller & L. Ritt (Eds.), Innovations in clinical practice, Vol. I (pp. 5-15). Sarasota, FL: Professional Resource Press.

Peer Reviewed Papers Presented

- Ewing, C. P. (2009, July). Legal and Psychological Issues in the Assessment of Parricide Perpetrators. XXXIst International Congress on Law and Mental Health, New York, New York.

Ewing, C. P. and Gelles, M.G. (2002, February). Standards of Practice in Forensic Consultation to Military, National Security and Law Enforcement Agencies. Paper presented at the Annual Meeting of the American Academy of Forensic Sciences, Atlanta GA.

Gelles, M. G. and Ewing, C. P. (1999, February). Psychological autopsy: Truth or consequences. Paper presented at the Annual Meeting of the American Academy of Forensic Sciences, Orlando, FL.

Ewing, C. P. (1998, August). Overview of forensic psychology practice and expert testimony. In H. K. Wexler (Chair), Symposium: Opportunities for Psychologists in Criminal Justice Research and Practice, conducted at the Annual Meeting of the American Psychological Association, San Francisco.

Ewing, C. P. (1996, August). Past as prologue: The historical roots of forensic psychology. In M. A. Small (Chair), Symposium: History of Psychology in Law, symposium conducted at the Annual Meeting of the American Psychological Association, Toronto, Ontario, Canada

Ewing, C. P. (1994, August). Psychopathy and criminal responsibility: A legal perspective. In J. R. Meloy (Chair), Psychopathy and Criminal Responsibility, symposium conducted at the Annual Meeting of the American Psychological Association, Los Angeles, CA.

Ewing, C. P. (1993, August). Forensic psychology in the twenty-first century. Paper presented at the Annual Meeting of the American Psychological Association, Toronto, Ontario, Canada.

Ewing, C. P. (1992, August). When children kill: The dynamics of juvenile homicide. In C. P. Ewing (Chair), From Victims to Victimizer: Child Abuse and Juvenile Homicide, symposium conducted at the Centennial Meeting of the American Psychological Association, Washington, D.C.

Ewing, C. P. (1990, August). Scientific and forensic issues in the validation of child sexual abuse. In Validation of Child Sexual Abuse: Issues and Controversies. Symposium conducted at the Annual Meeting of the American Psychological Association, Boston, Massachusetts.

- Ewing, C. P. (1988, August). Psychological self-defense: Narrowing the gap between law and reality. In L. Rosewater & J. Blackman (Chairs), Battered Women Who Kill: Public Policy Issues. Symposium conducted at the Annual Meeting of the American Psychological Association, Atlanta, GA.
- Ewing, C. P. (1988, August). The "ultimate issue" rule in insanity cases: Legal perspectives. Paper presented at the Annual Meeting of the American Psychological Association, Atlanta, GA.
- Aubrey, M. and Ewing, C. P. (1988, April). Student and voter subjects: differences in attitudes toward battered women. Paper presented at the Annual Meeting of the Eastern Psychological Association, Buffalo, N.Y.
- Ewing, C. P. (1988, March). Killing kids who kill: Psychological and criminological perspectives on the death penalty for juveniles. In D. Wolfe (Chair), Issues and Perspectives on Juvenile Capital Punishment: A Dying Debate? Symposium conducted at the Meeting of the American Psychology-Law Society, Miami, FL.
- Ewing, C. P. (1987, August). Preventive detention and execution: The constitutionality of punishing future crimes. In A. Tomkins (Chair), Social Science and the Constitution. Symposium conducted at the Annual Meeting of the American Psychological Association, New York, NY.
- Ewing, C. P., Aubrey, M. and Jamieson, L. (1986, August). The battered woman syndrome: Expert testimony and public attitudes. Paper presented at the Annual Meeting of the American Psychological Association, Washington, D.C.
- Ewing, C. P. (1985, August). Battered women who kill: Psychological self-defense as legal justification. Paper presented at the Annual Meeting of the American Psychological Association, Los Angeles, CA.
- Ewing, C. P. (1984, August). The ethics of clinical predictions of dangerousness in capital sentencing. Paper presented at the Annual Meeting of the American Psychological Association, Toronto.
- Ewing, C. P., Levine, M., and Burns, T. (1984, August). Dangerousness and the adversary process in capital sentencing. Paper presented at the Annual Meeting of the American Psychological Association, Toronto.
- Ewing, C. P. (1982, August). Psychologists and psychiatrists in capital sentencing proceedings: Experts or executioners? Paper presented at the Annual Meeting of the American Psychological Association, Washington, D.C.

- Ewing, C. P. (1981, October). Psychological disorders and employment: the causal nexus problem in workers' compensation. Paper presented at the Meeting of the American Psychology-Law Society, Cambridge, MA.
- Ewing, C. P. (1977, November). Issues in the treatment of inner-city teenage mothers. Paper presented at the Annual Meeting of the American Association of Psychiatric Services for Children, Washington, D.C.
- Ewing, C. P. (1976, November). Evaluating family crisis intervention. Paper presented at the Annual Meeting of the American Association of Psychiatric Services for Children, San Francisco, CA.

Book Review

- Ewing, C.P. (2012). A New Standard for Research on Juvenile Homicide Offenders and Victims [Review of Young Homicide Offenders and Victims: Risk Factors, Prediction, and Prevention from Childhood]. *PsycCRITIQUES*, 57 (2)
- Ewing, C. P. (2003). Review of School violence threat management and Threats in schools: A practical guide for managing violence. *Journal of Threat Assessment*, 2(2), 93-96.
- Ewing, C. P. (1993). The graying of America: Law and the elderly patient [Review of Geriatrics and the Law: Patient Rights and Professional Responsibilities (2nd ed.)]. *Contemporary Psychology*, 3, 863-864.
- Ewing, C. P. (1990). Law and psychiatry: Caveat Lector [Review of Commentary on legal psychiatry]. *Contemporary Psychology*, 35, 480-481.
- Ewing, C. P. (1989). Review of The mentally disabled and the law. *World Health Organization International Digest of Health Legislation*, 40, 755-756.
- Ewing, C. P. (1986). Crisis intervention: Two very different approaches [Review of Crisis intervention: Contemporary issues for on-site intervenors and People in Crisis: Understanding and helping]. *Contemporary Psychology*, 31, 540-542.

Other Articles

- Ewing, C. P. (2006). Collateral interviews reconsidered: Reversal of Conviction in 'Kendra's Law' Case Calls Into Question Expert Testimony. *American Psychological Association Monitor*, 37, 7, 83.
- Ewing, C. P. (2006). Testing Tool in Question: A Court's Exclusion of a Sex Offender Measurement Could Prompt a Harsher Stance on the Admissibility of Similar Assessment Tools. *American Psychological Association Monitor*, 37, 1, 61

- Ewing, C. P. (2005). Tarasoff reconsidered. *American Psychological Association Monitor*, 36, 7, 112.
- Ewing, C. P. (2003). False Credentials Cause Extensive Fallout. *American Psychological Association Monitor*, 34, 7, 84.
- Ewing, C. P. (2003). Determining Trial Competency: Should Nonviolent Mentally Ill Defendants be Forced to Take Psychotropic Medications Before Being Tried? *American Psychological Association Monitor*, 34, 2, 26.
- Ewing, C. P. (2002). Findings in spy case limit confidentiality of psychotherapy. *American Psychological Association Monitor*, 33, 7, 26.
- Ewing, C. P. (2002). Tarasoff Update: Psychotherapy Threats Alone Provide No Basis for Criminal Prosecution. *American Psychological Association Monitor*, 33, 2, 18.
- Ewing, C. P. (2001). Is Academic Freedom Legally Protected? *American Psychological Association Monitor*, 32, 6, 22.
- Ewing, C. P. (2001). Suing Your Own Expert Witness: Competing Policies, Uncertain Law. *American Psychological Association Monitor*, 32, 1, 80.
- Ewing, C. P. (2000). Professionals in the jury room. *American Psychological Association Monitor*, 31, 7, 18.
- Ewing, C. P. (2000). Court Overturns Ban on Use of Sexual Devices: Law Found to Unconstitutionally Inhibit Access to Items that have Legitimate Therapeutic Value. *American Psychological Association Monitor*, 31, 1, 90.
- Ewing, C. P. (2000). Sensible Zero Tolerance Protects Students. Harvard Education Letter. January/February 2000 issue.
- Ewing, C. P. (1997) Yes: Good lawyering can weed out unscientific testimony. American Bar Association Journal, 83, 76.

24. Membership in professional societies/associations/organizations, and special positions in them. Elected Fellow of the American Psychological Association. Past President of the American Board of Forensic Psychology.

25. Requirements for membership and advancement within each of these organizations. Fellow status is an honor bestowed upon APA members who have shown evidence of unusual and outstanding contributions or performance in the field of psychology. Fellow status requires that a

person's work has had a national impact on the field of psychology beyond a local, state or regional level.

26. Honors, acknowledgments, and awards received by you in your field.

2010: Jacob D. Hyman "Professor of the Year" Award, University at Buffalo Law School Students of Color (Asian Law Students Association, Black Law Students Association, Latin American Law Students Association)

2004-Present: Rated "AV" (highest level of professional excellence) as an attorney by Martindale Hubbell peer review

2003: Named State University of New York Distinguished Service Professor by the SUNY Board of Trustees

2003: Certificate of Excellence, Citizenship Education Committee, New York State Bar Association

2001: New York State Bar Association Award for Outstanding Contribution in the Field of Criminal Law Education

1993: Distinguished Contributions to Forensic Psychology Award, American Academy of Forensic Psychology

1991: Elected Fellow of the American Psychological Association

1990: Distinguished Achievement Award, Psychological Association of Western New York

1986: William J. Magavern Fellowship

1982: First Prize, American Society of Law and Medicine - John P. Rattigan, M.D. Essay Competition

1982: Joshua A. Guberman Teaching Fellowship in Legal Studies, Brandeis University

1971-1975: Herbert H. Lehman Fellowship in Public and International Affairs

27. Any professional discipline or suspensions: None.

28. Any convictions of anything other than a speeding ticket: None
29. How many times have you been retained as an expert? Thousands.

30. What area of practice have you been retained on? competency, insanity, self-defense, extreme emotional disturbance, and other psychiatric defenses; capital sentencing mitigation; risk assessment; and psychological evaluation of sexual offenders and perpetrators of major crimes, particularly homicide

31. What % by a Plaintiff: approximately 50 percent civil

32. What % by the Defense: In about half approximately 50 percent civil; approximately 80 percent criminal among non-court appointed criminal cases; most of my criminal cases are court-appointed.

33. What % by the Prosecution: approximately 20 percent criminal, among non-court appointed cases.

34. How many times have you been deposed as an expert? dozens

35. When was the last time you had your deposition taken? early 2022

36. Number of times testimony has been given in court as an expert witness in this field. I have testified as an expert witness on more than 700 occasions in courts in the states of Florida, New York, Virginia, New Jersey, Alabama, Arkansas, Virginia, Rhode Island, Nebraska, New Hampshire, Massachusetts, Michigan, Ohio, Indiana, and Wisconsin, and the Canadian province of Ontario.

37. Availability for consulting to any party, state agencies, law enforcement agencies, defense attorneys.

Consultant, U.S. Department of Defense, Office of General Counsel, Office of Military Commissions

Consultant, U.S. Naval Criminal Investigative Service

Consultant, U.S. Secret Service (Safe Schools Initiative)

Consultant, New York State Office of Professional Discipline

Consultant, New York State Mental Hygiene Legal Service

Hearing Officer, New York State Division for Youth

Consultant regarding school violence: Amherst Central School District, Lancaster Central School District, Williamsville Central School District, Lewiston-Porter School District, Albion Central School District, Lockport School District, Horseheads School District, Cleveland Hill School District, Pavilion Central School District, Buffalo City School District, Maryvale School District, and Erie-Niagara Board of Cooperative Educational Services (BOCES)

38. How many times have you testified as an expert in Court or before an arbitrator:

I have testified as an expert witness on more than 700 occasions in courts in the states of Florida, New York, Virginia, New Jersey, Alabama, Arkansas, Virginia, Rhode Island, Nebraska, New

Hampshire, Massachusetts, Michigan, Ohio, Indiana, and Wisconsin, and the Canadian province of Ontario.

39. What services do you offer? All forensic psychological services.

40. What is your hourly rate to consult? Private cases: \$300/hour; Public and Court Assigned: \$200; Indigent clients: pro bono or negotiated fee.

41. What is your hourly rate to provide deposition testimony? Same as above

42. What is your hourly rate to provide trial testimony: Same as above.

43. Other fees: Fees are same for all services and hourly professional time.