

# Marla Sandys

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## Academic Appointments

Department of Criminal Justice, Indiana University	
Associate Professor	1997-present
Chair	2004-2008
Director of Undergraduate Studies	8/17-present; 2011-2015; 2000-2004
Assistant Professor	1991-1996
Visiting Assistant Professor	1990-1991
School of Justice Administration, University of Louisville	
Visiting Assistant Professor	1989-1990

## Education

Ph.D.:	Social Psychology, University of Kentucky	1990
M.S.:	Social Psychology, University of Kentucky	1987
B.A.:	Psychology, Arizona State University, summa cum laude	1984

## Publications

**Sandys, M.**, Pruss, H., & Walsh, S.M. (forthcoming). Capital Jurors, Mental Illness, and the Unreliability Principle: Can Capital Jurors Comprehend and Account for Evidence of Mental Illness? Behavioral Sciences & the Law.

Foglia, W. & **Sandys, M.** (forthcoming). "The Capital Jury and Sentencing: Neither Guided Nor Individualized." In R.M. Bohm and G.M. Lee (Eds.), Routledge Handbook on Capital Punishment. Taylor & Francis.

O'Brien, S., Vartkessian, E., & **Sandys, M.** (forthcoming). "Psychological Defenses and Mitigation." In W. Koen and C.M. Bowers (Eds.), Forensic Science Reform: The Psychology and Sociology of Wrongful Convictions. Elsevier Publishing.

- Sandys, M.** & Pruss, H. (2017). "Correlates of Satisfaction among Clients of a Public Defender Agency." 14 Ohio State Journal of Criminal Law 431-461.
- Sandys, M.**, Vartkessian, E., Pruss, H., & Walsh, S.M. (2017). "Setting the Stage and Listening to what Jurors have to tell us about Mitigation." In E.C. Monahan and J. J. Clark (Eds.), Tell the Client's Story: Mitigation in Criminal and Death Penalty Cases (pp. 81-113). Chicago, IL: American Bar Association Publishing.
- Moore, J., **Sandys, M.**, & Jayadev, R. (2015). "Make them Hear You: Participatory Defense and the Struggle for Criminal Justice Reform." 78 Albany Law Review 1281-1316.
- Sandys, M.**, Walsh, S., Pruss, H., & Cunningham, D. (2014). "Stacking the Deck for Guilt and Death: The Failure of Death Qualification to Ensure Impartiality." In J. Acker, R. M. Bohm, and C. Lanier (Eds.), America's Experiment with Capital Punishment: Reflections on the Past, Present, and Future of the Ultimate Penal Sanction (3<sup>rd</sup> ed., pp. 393-423). Durham, NC: Carolina Academic Press.
- Bowers, W., Kelly, C.E., Kleinstuber, R., Vartkessian, E., & **Sandys, M.** (2014). "The Life or Death Sentencing Decision: It's at Odds with Constitutional Standards, is it Beyond Human Ability?" In J. Acker, R. M. Bohm, and C. Lanier (Eds.), America's Experiment with Capital Punishment: Reflections on the Past, Present, and Future of the Ultimate Penal Sanction (3<sup>rd</sup> ed., pp. 425-495). Durham, NC: Carolina Academic Press.
- Mastrocinque, J. M., Metzger, J.W., Madeira, J., Lang, K., Pruss, H. Navratil, P.K., **Sandys, M.**, & Cerulli, C. (2014). "I'm Still here with the Pain: Exploring the Health Consequences of Homicide on Families and Friends." Homicide Studies 1-24. (published online, June 10, 2014 Before print version: DOI: 10.1177/1088767914537494)
- Sandys, M.**, Pruss, H., & Walsh, S. (2009). Aggravation and Mitigation: Findings and Implications. 37 Journal of Psychiatry and Law 189-235.
- Sandys, M.** & Trahan, A. (2008). Life Qualification, Automatic Death Penalty Voter Status, and Juror Decision Making in Capital Cases 29 Justice Systems Journal 385-395.
- Sandys, M.**, Trahan, A., & Pruss, H. (2008). Taking Account of "The Diminished Capacities of the Retarded": Are Capital Jurors up to the Task? 57 DePaul Law Review 679-700.
- Bowers, W., **Sandys, M.**, & Brewer, T. (2004). Crossing Racial Boundaries: A Closer Look at the Roots of Racial Bias in Capital Sentencing. 53 DePaul Law Review 1497-1538.
- Sandys, M.** & S. McClelland (2003). "Stacking the Deck for Guilt and Death: The Failure of Death Qualification to Ensure Impartiality." In J. Acker, R. M. Bohm, and C. Lanier

(Eds.), America's Experiment with Capital Punishment: Reflections on the Past, Present, and Future of the Ultimate Penal Sanction (2<sup>nd</sup> ed., pp. 385-411). Durham, NC: Carolina Academic Press.

Bowers, W., Steiner, B., & **Sandys M.** (2001). Death Sentencing in Black and White: An Empirical Analysis of the Role of Jurors' Race and Jury Racial Composition. 3 University of Pennsylvania Journal of Constitutional Law 171-274.

Bowers, W.J., **Sandys, M.**, & Steiner, B. (1998). Foreclosed Impartiality in Capital Sentencing: Jurors' Predispositions, Guilt-Trial Experience, and Premature Decision-Making. 83 Cornell Law Review 1476-1556.

**Sandys, M.** (1998). "Stacking the Deck for Guilt and Death: The Failure of Death Qualification to Ensure Impartiality." In J. Acker, R. M. Bohm, and C. Lanier (eds.), "America's Experiment with Capital Punishment: Reflections on the Past, Present, and Future of the Ultimate Penal Sanction."

**Sandys, M.**, & McGarrell, E. F. (1997). Beyond the Bible Belt: The Influence (or Lack Thereof) of Religion on Attitudes Toward the Death Penalty. Journal of Crime and Justice, 20(1), 179-190.

McGarrell, E.F., & **Sandys, M.** (1996). The Misperception of Public Opinion toward Capital Punishment: Examining the Spuriousness Explanation of Death Penalty Support. American Behavioral Scientist, 39(4), 500-513.

**Sandys, M.** & Chermak, S. (1996). A Journey into the Unknown: Pretrial Publicity and Capital Cases. Communication Law and Policy, 1(4), 533-577.

Dillehay, R. C., & **Sandys, M.** (1996). Life under Wainwright v. Witt: Juror Dispositions and Death Qualification. Law and Human Behavior, 20(2), 147-165.

**Sandys, M.** (1995). Attitudinal Change among Students in a Capital Punishment Class: It may be Possible. American Journal of Criminal Justice, 20(1), 37-55.

**Sandys, M.**, & McGarrell, E.F. (1995). Attitudes toward Capital Punishment: Preference for the Penalty or Mere Acceptance? Journal of Research in Crime and Delinquency, 32(2), 191-213.

**Sandys, M.** (1995). Cross-overs--Capital Jurors who change their Minds about the Punishment: A Litmus Test for Sentencing Guidelines. Indiana Law Journal, 70(4), 1183-1221.

**Sandys, M.** & Dillehay, R. C. (1995). First-ballot votes, Predeliberation Dispositions, and Final Verdicts in Jury Trials. Law and Human Behavior, 19(2), 175-195.

**Sandys, M.**, & McGarrell, E. F. (1994). Attitudes toward Capital Punishment among Indiana Legislators: Diminished Support in Light of Alternative Sentencing Options. Justice

Quarterly, 11(4), 651-677.

### **Reports and Service Publications**

- Sandys, M.** (2014). Misunderstanding of Capital Instructions: Clarification is Possible. Kentucky Department of Public Advocacy, The Advocate.
- Sandys, M.,** Sundt, J., & Trahan, A. (2006). A Model Capital Defense Training Program: Evaluation and Report.
- Sandys, M.,** & Gray, S. (2004). Personality Highlight on Juveniles and the Death Penalty. In D. Champion, The Juvenile Justice System: Delinquency, Processing, and the Law (4<sup>th</sup> ed., pp. 189-192). Upper Saddle River, NJ: Pearson Prentice Hall
- Sandys, M.** (1998). Review of Hugo Bedau's The Death Penalty in America: Current Controversies. Criminal Law Bulletin, 87-93.
- Sandys, M.** (1995). Capital punishment in Indiana: Reality vs. rhetoric. Breeze, 1(1), 34-35.
- Sandys, M.** (1995). Kentucky Capital Jury Project in progress: Guided discretion or negotiated peace of mind? (Part II). The Advocate, 17(1), 14-19.
- Sandys, M.** (1994). Kentucky Capital Jury Project in progress: Guided discretion or negotiated peace of mind? Capital Report, 39, 1, 6-9.
- Sandys, M.** (1994). Kentucky Capital Jury Project in progress: Guided discretion or negotiated peace of mind? - Part II. Capital Report, 40, 2, 7-11.
- Sandys, M.** (1994). The Capital Jury Project in progress: Kentucky. The Advocate, 16(1), 44-49.
- McGarrell, E.F. and **Sandys, M.** (1993). Indiana citizens and lawmakers on the death penalty: Results of the 1992-1993 public and legislative surveys. Bloomington: Indiana University, Department of Criminal Justice (Report).
- Sandys, M.** and McGarrell, E.F. (1991/1992). Indiana legislators' attitudes toward capital punishment and related policy proposals. Bloomington: Indiana University, Department of Criminal Justice (Report).

### **Grants & Awards**

#### **External Funding, awarded**

Lead Consultant, Grant 2012 - 2014  
"Indigent Defense System Quality Project"  
Indiana Criminal Justice Institute Grant, with Lawrence County Public Defender Agency (JAG-

01 1773)

Principal Investigator, Foundation Grant 2010  
“Indiana Citizens’ Support for Capital Punishment for Persons who are Severely Mentally Ill”  
Proteus Action League

Project Evaluator, Grant (with Dr. Jody Sundt) 2005- 2006  
“National Consortium for Capital Defense Training”  
Bureau of Justice Assistance

Co-investigator, Grant (with Dr. William Bowers, Principal Investigator) 2005  
“Mitigation in Capital Sentencing: Evidence from Trial Transcripts and Juror Interviews”  
National Science Foundation

Co-investigator, Grant (with Dr. William Bowers, Principal Investigator) 2000  
“The Role of Race in Punishing Criminal Violence: Jury Sentencing in Capital Cases”  
National Science Foundation

Co-Principal Investigator (with E.F. McGarrell) 1993  
“Attitudes toward Crime, Punishment, and the Death Penalty”  
Amnesty International

Co-investigator, Grant (with Dr. William Bowers, Principal Investigator) 1990  
“The Sentencing Decisions of Capital Jurors”  
National Science Foundation

**Internal Funding, awarded**

Indiana University, Bloomington:

Grant-in-Aid of Research 2012

Information Fluency Grant 2012-2013

Intercampus Research Grant: Innocence Project Indiana,  
with Fran Watson (Hardy), IUPUI Law School 2002-2004

Active Learning Course Development Grant: Investigating Innocence 2002

Capstone Course Development Grant 2002

Grant-in-Aid of Research 1993

## **Honors, Awards, Distinctions**

Award for Teaching Excellence, Indiana University	1997, 2011 & 2013
Editorial Board (invited), <u>Justice Quarterly</u>	2009-2011
Fellow, Service Learning Faculty, Indiana University	2010-2011
Executive Committee (elected), Human Biology, Indiana University	2009
Faculty Fellow, Human Biology Seminar, Indiana University	2006
Travel Award, Law and Society Association, Annual Meeting, Amsterdam	1991
Outstanding Teaching Assistant, Department of Psychology, University of Kentucky	1985
Advisory Committee (invited), Wrongful Conviction Clinic, School of Law, Indiana University Purdue University, Indianapolis	2009- present

## **Invited Addresses**

Kentucky Bar Association & University of Kentucky College of Law	2013
Kentucky Department of Public Advocacy	1991, 1994, 1997, 2009-2012, 2015
Indiana Death Penalty Seminar (Indiana Public Defender Council)	1992, 1996 – 2002, 2005, 2007, 2011, 2017
National Legal Aid and Defender Association	1994-1998, 2004, 2006-2010
Tennessee Association of Criminal Defense Lawyers	1998, 2009
DePaul University, College of Law	2004, 2007, 2008
University of Michigan Law School	2000, 2002
Illinois Office of the State Appellate Defender	2001
Manchester College	2001
Louisiana Association of Criminal Defense Lawyers	1999
Oklahoma Criminal Defense Lawyers Association & OK City University School of Law	1999
Southeast Regional Criminal Defense Lawyers Association	1998
Oregon Criminal Defense Lawyers Association	1997
NAACP, Legal Defense Fund	1992

## **Academic Conference Presentations**

**Sandys, M.** “Considerations in Teaching Research Methods to Undergraduates: From Organization to Philosophy and Beyond,” Roundtable participant at the annual meeting of the American Society of Criminology, Philadelphia, PA, November 2017.

Ellsworth, J., **Sandys, M.**, Madeira, J., Mastrocinque, J.M., and Pruss, H. “An Exploratory Inquiry into Homicide Survivors’ Talk of Murder Investigations,” Paper presented at the annual meeting of the American Society of Criminology, Philadelphia, PA, November, 2017.

Henderson, K., Campbell, C., Moore, J., and **Sandys, M.** “ Bridging the Gap Between Clients and Attorneys: Examining Public Defender Communication,” Paper presented at the annual meeting of the American Society of Criminology, Philadelphia, PA, November 2017.

**Sandys, M.** “The Future of Capital Punishment,” Invited Panel Discussion at the annual meeting of the American Society of Criminology, New Orleans, LA, November, 2016.

**Sandys, M.** and Pruss, H. “Correlates of Satisfaction among Clients of a Public Defender Agency,” Paper presented at the annual meeting of the American Society of Criminology, Washington, DC, November, 2015.

**Sandys, M.**, Pruss, H., and Youngcourt, L. M. “Public Defenders as Seen by their Clients Findings from One Rural County,” Paper presented at the annual meeting of the American Society of Criminology, San Francisco, CA, November, 2014.

**Sandys, M.** “The Future of Capital Punishment,” Invited Panel Discussion at the annual meeting of the American Society of Criminology, Atlanta, GA, November, 2013.

**Sandys, M.**, Pruss, H., Walsh, S. and Garcia, C. “Indiana Citizens’ Support for Capital Punishment for Persons who are Severely Mentally Ill,” Paper presented at the annual meeting of the American Society of Criminology, Chicago, IL, November, 2012.

**Sandys, M.**, “The Future of Capital Punishment,” Invited Panel Discussion at the annual meeting of the American Society of Criminology, San Francisco, CA, November, 2010.

**Sandys, M.**, “The Future of Capital Punishment,” Invited Panel Discussion at the annual meeting of the American Society of Criminology, Philadelphia, PA, November, 2009.

**Sandys, M.**, “The Future of Capital Punishment,” Invited Panel Discussion at the annual meeting of the American Society of Criminology, Los Angeles, CA, November, 2006.

**Sandys, M.**, “The Future of Capital Punishment,” Invited Panel Discussion at the annual meeting of the American Society of Criminology, Toronto, Ontario, November, 2005.

**Sandys, M.**, “The Future of Capital Punishment,” Invited Panel Discussion at the annual meeting of the American Society of Criminology, Nashville, TN, November, 2004.

**Sandys, M.**, “The Future of Capital Punishment,” Invited Panel Discussion at the annual meeting of the American Society of Criminology, Denver, November, 2003.

- Sandys, M.**, "The Future of Capital Punishment," Invited Panel Discussion at the annual meeting of the American Society of Criminology, Chicago, November, 2002.
- Sandys, M.**, "The Future of Capital Punishment," Invited Panel Discussion at the annual meeting of the American Society of Criminology, San Francisco, November, 2000.
- Sandys, M.**, "The Future of Capital Punishment," Invited Panel Discussion at the annual meeting of the American Society of Criminology, Toronto, Ontario, November, 1999.
- Sandys, M.**, "The Future of Capital Punishment," Paper presented at the annual meeting of the Academy of Criminal Justice Sciences, Albuquerque, NM, March, 1998.
- Sandys, M.** "Still Wondering after All These Years: The Prevalence and Influence of Automatic Death Penalty Voters on Capital Juries," Law and Society Association, St. Louis, MO, June, 1997.
- Sandys, M.** "Is Discretion Being Guided?" Roundtable presentation at the annual meeting of the American Society of Criminology, Chicago, IL, November, 1996.
- Sandys, M.** "Why the 7th Circuit was Right in the Case of Gary Burris," Department of Criminology, Indiana State University, Terre Haute, Indiana, November, 1995.
- Sandys, M.** "A Campus Conversation on Race," Indiana University, Bloomington, Indiana, November, 1995.
- Sandys, M.** and Chermak, S. "Capital Jurors and Pretrial Publicity," Law and Society Association, Toronto, Ontario, June, 1995.
- Chermak, S., and **Sandys, M.** "The Impact of Pretrial Publicity on Death Penalty Cases," Paper presented at the annual meeting of the Academy of Criminal Justice Sciences, March, 1995.
- Sandys, M.** "Cross-overs--Capital Jurors who Change their Minds About the Punishment: A Litmus Test for Sentencing Guidelines," Paper presented at the National Conference on Juries and the Death Penalty, Bloomington, Indiana, February, 1995.
- Sandys, M.** "The Appearance of Justice: Juries, Judges, and the Media," co-sponsored by the Woodrow Wilson School of Public and International Affairs (Princeton University) and The Annenberg Washington Program (Northwestern University), Princeton University, Princeton, NJ, November, 1994.
- Sandys, M.** and McGarrell, E. F. "The Myth of Support for Capital Punishment: Results of the 1993 Indiana Citizens Survey," Paper presented at the annual meeting of the Academy of Criminal Justice Sciences, Chicago, Illinois, March, 1994.



**Sandys, M.,** and McGarrell, E. F. "Legislator Attitudes Toward Capital Punishment and its Alternatives," Paper presented at the annual meeting of the American Society of Criminology, Phoenix, Arizona, October, 1993.

**Sandys, M.** "The Capital Jury Project in Progress: Kentucky," Paper presented at the annual meeting of the American Society of Criminology, Phoenix, Arizona, October, 1993.

Dillehay, R. C., and **Sandys, M.** "First Ballots in Jury Deliberations: Timing and Relation to Verdicts," Paper presented at the annual meeting of the Western Psychological Association, Phoenix, Arizona, April, 1993.

**Sandys, M.** "The Capital Jury Project in Progress: Perspectives from Law, Criminology, and Social Psychology," Roundtable presentation at the annual meeting of the American Society of Criminology, New Orleans, Louisiana, November, 1992.

**Sandys, M.** "The Capital Jury Project in Progress: Perspectives from Law, Criminology, and Social Psychology," Roundtable presentation at the annual meeting of the Law and Society Association, Philadelphia, Pennsylvania, May, 1992, 2010.

**Sandys, M.** "Jurors' Interpretations of Aggravating and Mitigating Factors: Is there a Difference?" Paper presentation at the annual meeting of the American Society of Criminology, San Francisco, California, November, 1991

**Sandys, M.** "Models of Decision-Making in Capital Cases: Preliminary Findings," Paper presentation at the annual meeting of the Law and Society Association, Amsterdam, Netherlands, June, 1991.

**Sandys, M.,** and Dillehay, R. C. "The Selection of Capital Jurors: The Ability of Witt to Identify Nullifier and ADP Voters," Paper presentation at the annual meeting of the American Society of Criminology, Baltimore, Maryland, November, 1990.

**Sandys, M.,** and Dillehay, R. C. "Juror Qualification Under the New Wainwright v. Witt Standard: A Test of Jurors' Ability to Anticipate their Role," Paper presentation at the annual meeting of the Southeastern Psychological Association, Atlanta, Georgia, April, 1987.

### **Expert Testimony**

*State (IN) v. Buskirk* – change of venue

*State (IN) v. Wilburn* – change of venue

*State (IN) v. Dye* – juror misconduct

*State (LA) v. Mathis* – jury behavior

*State (IN) v. Azania* – judge's instructions

*State (IN) v. Turner* – conditions of voir dire

*State (IN) v. Hooten* – conditions of voir dire

### **Courses Taught:**

Research Methods  
Statistics (undergraduate level)  
Capital Punishment  
Wrongful Conviction  
Defending the Accused  
Jury Behavior  
Psychology and Law  
Capstone

### **Student Dissertations**

#### *Dissertation Committees, Chaired*

- Heather Pruss, Completed, Indiana University
- Adam Trahan, Completed, Indiana University

#### *Dissertation Committees, Member*

- Jennifer Colanese, Completed, Indiana University
- Joseph DeLeeuw, In Progress, Indiana University
- Shani Gray, Completed, Indiana University
- Roderick Jones, Completed, Indiana University
- Tara Kirkpatrick, Completed, Indiana University
- George Kakoti, Completed, Indiana University
- Natalie Kroovand Hipple, Completed, Indiana University
- Laura Kunard, Completed, University of Illinois Chicago
- Charlie Lanier, Completed, SUNY Albany
- Hannarae Lee, Completed, Indiana University
- Meghan Rogers, Completed, Indiana University
- Jessica Swanson, In Progress, Indiana University
- Sara M. Walsh, Completed, Indiana University

### **Reviewer:**

American Journal of Criminal Justice, 1994, 1995, 1997, 1999, 2014  
Crime, Media and Culture, 2009  
Criminal Justice and Behavior, 2014  
Criminal Justice Review, 2004, 2010  
Criminology, 1998, 1999, 2002, 2003  
Homicide Studies, 2009  
Journal of Criminal Justice, 2010  
Journal of Criminal Justice and Law, 2016  
Journal of Criminal Justice Education, 2004, 2010, 2012, 2013  
Journal of Forensic Psychiatry and Psychology, 2013

Judicature, 1995, 1997  
Justice Quarterly, 1999, 2000, 2002, 2008, 2009, 2010, 2014  
Social Problems, 1996  
The Sociological Quarterly, 2013  
Law and Human Behavior, 1996  
Law and Society Review, 2008, 2016  
Women & Criminal Justice, 1997, 2010  
Studies in Law, Politics & Society, 1998, 2012  
National Science Foundation, 1998, 2006  
Rienner Press, 2016  
Roxbury Press, 2004  
University of Wisconsin Press, 1998  
Vanderbilt University Press, 2011