

JAMES W. DIEHM

Widener University Commonwealth Law School  
3800 Vartan Way  
Harrisburg, PA 17110

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PERSONAL

Date of Birth: November 6, 1944  
Place of Birth: Lancaster, Pennsylvania  
Marital Status: Married to the former Cathleen M. Hohmeier -  
Two Daughters

EDUCATION

1966-1969 Georgetown Law Center, Washington, D.C.  
Juris Doctor Degree  
  
1962-1966 Pennsylvania State University, University Park, PA  
Bachelor of Arts Degree with Major in Spanish

ADMISSIONS TO THE BAR

September 1, 1988 Commonwealth of Pennsylvania  
  
December 30, 1975 United States Virgin Islands (Inactive)  
  
November 4, 1969 District of Columbia (Inactive)

LEGAL EXPERIENCE

August, 1987 - Present  
Widener University Commonwealth Law School  
(Formerly Widener University School of Law)  
3800 Vartan Way  
Harrisburg, Pennsylvania 17110  
  
Position: Professor of Law

April, 1983 - June, 1987

Office of the United States Attorney  
District of the Virgin Islands  
Hamilton House  
P.O. Box 3239  
Christiansted, St. Croix 00820

Position:                    Presidentially-appointed United States Attorney  
District of the Virgin Islands

March, 1976 - April, 1983

Isherwood, Hunter and Diehm (previously Isherwood,  
Barnard and Diehm; Isherwood, Alkon, Barnard and  
Diehm; and Isherwood, Colianni, Alkon and Barnard)  
46 King Street  
Christiansted, St. Croix 00820

Position:                    Associate and Partner

Duties:                     Private practice of law specializing in civil and criminal  
litigation on both the trial and appellate levels

May, 1974 - February, 1976

Office of the Attorney General  
United States Virgin Islands  
Toro Building, Miracle Mile  
Christiansted, St. Croix 00820

Position:                    Assistant Attorney General for the  
United States Virgin Islands

Duties:                     Prosecution of criminal and civil cases on behalf of the  
Government of the Virgin Islands

December, 1970 - April, 1974

Office of the United States Attorney  
District of Columbia  
U.S. District Courthouse  
Washington, D.C. 20001

Position:                    Assistant United States Attorney for the  
District of Columbia

Duties: Misdemeanor Trial Section - Trial of numerous misdemeanor cases and several months as an administrator

Major Crimes Section - Investigate and indict persons associated with organized criminal activities such as contract murders and narcotics trafficking

Appellate Section - Responsible for briefing and argument of approximately twelve appellate cases before both the United States Court of Appeals for the District of Columbia Circuit and the District of Columbia Court of Appeals

Federal Criminal Trial Section - Trial of numerous federal felonies before the United States District Court for the District of Columbia

Local Criminal Trial Section - Trial of numerous serious local felonies before the Superior Court of the District of Columbia

#### OTHER ACTIVITIES

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|-------------------------------------|---|
| 1990 - 2019                         | Instructor - National Institute of Trial Advocacy and Similar Courses - Atlanta, Georgia; Dallas, Texas; Harrisburg, Pennsylvania; Little Rock, Arkansas; and Wilmington, Delaware  |
| 2011 - 2016                         | Member and Vice-Chair of the Supreme Court of Pennsylvania's Committee on Rules of Evidence   |
| 1996, 1997, 2000 and 2004 (summers) | Professor of Law in the Widener University School of Law Geneva Program - Taught Course in Comparative Criminal Procedure in Geneva, Switzerland  |
| 1999                                | At the Request of the American Bar Association Central and East European Law Initiative Provided an Assessment of the Draft Law on Combating Illicit Drug Trafficking for the Republic of Romania                             |
| 1997 (fall)                         | Legal Specialist - Sent by the American Bar Association and the United States Department of Justice on a three month mission to Russia and Ukraine to work with their governments on reforming their criminal justice systems |

1990 - 1992	Lecturer - Seminars for Administrative Law Judges -Harrisburg, Pennsylvania
1990 - 1991	Instructor - Attorney General's Advocacy Institute - United States Department of Justice, Washington, D.C.
1984 - 1987	Member of the Attorney General's Advisory Committee of United States Attorneys
1979 - 1987	Bar Examiner for the U. S. Virgin Islands

### PUBLICATIONS

*Pleading Guilty While Claiming Innocence: Reconsidering the Mysterious Alford Plea*, 26 U. FLA. J.L. & PUB. POL'Y 27 (2015).

*A Comparative Examination of the Purpose of the Criminal Justice System*, 1 ASHBURN INST. TRANSNAT'L L.J. 1 (2009).

*The Introduction of Jury Trials and Adversarial Elements into the Former Soviet Union and Other Inquisitorial Countries*, 11 FLA. ST. J. TRANSNAT'L L. & POL'Y 1 (2001).

Symposium, *The Government's Duty to "Seek Justice" in Civil Litigation*, 9 WIDENER J. PUB. L. 289 (2000).

Symposium, *Prosecuting Transnational Crimes: Cross-Cultural Insights for the Former Soviet Union*, SYRACUSE J. INT'L L. & COM.1 (2000)(Commentary on Immunity beginning at page 15, Commentary on the Keynote Address beginning at page 56, and Commentary on United States Jury Trials beginning at page 66).

*New Federalism and Constitutional Criminal Procedure: Are We Repeating the Mistakes of the Past?*, 55 MD. L. REV. 223 (1996).

Symposium, *Protecting Criminal Defendants' Rights When the Government Adduces Scientific Evidence: The Confrontation Clause and Other Alternatives - A Response to Professor Giannelli*, 22 CAP. U. L. REV. 85 (1993)(Appearing as Part of the Fourteenth Annual John E. Sullivan Lecture Symposium).

*Federal Expungement: A Concept in Need of Definition*, 66 ST. JOHN'S L. REV. 73 (1992).

*Impeachment of Jury Verdicts: Tanner v. United States and Beyond*, 65 ST. JOHN'S L. REV. 389 (1991).

LAW SCHOOL COURSES TAUGHT

Advanced Criminal Procedure  
Comparative Criminal Procedure  
Criminal Law  
Criminal Procedure  
Evidence

HONORS AND AWARDS

Widener University Lindback Foundation Award for Distinguished Teaching  
(University-Wide Award Given to One Professor at the University) - 1999

Outstanding Faculty Award (Awarded by the Graduating Class of the Law School) -  
1994, 1997, 1998, 2000, 2002, 2005, 2007, 2010, 2012, 2015, 2017 and 2019.

Law School Alumni Outstanding Professor for the 2000-2001 Academic Year and the  
2002-2003 Academic Year

Member of the American Law Institute

Member of Phi Beta Delta (Honor Society for International Scholars)

Member of Phi Sigma Iota (International Foreign Language Honor Society)