

# DIEGO H. ALCALÁ LABOY

## TEACHING EXPERIENCE

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### **Albany Law School**

Albany, NY

*Assistant Professor of Law*, July 2024 - Present

Courses: Criminal Law, Criminal Procedure, Law & Technology

### **Delaware Law School, Widener University**

Wilmington, DE

*Assistant Professor of Law*, July 2023 – Present

Courses: Criminal Procedure (Fall 2023), Criminal Law (Spring 2024)

Academic Engagements:

Member, Faculty Development Committee

Member, Enrollment Committee

Faculty Advisor, Latin American Law Student Association

### **University of Puerto Rico, Fideicomiso de la Escuela de Derecho**

San Juan, PR

*Federal Bar Review Course – Professor*, Feb. 2019 - 2023

Courses: Federal Rules of Evidence and Federal Rules on Criminal Procedure

(Bar Exam Preparatory Courses for the United States District Court for the District of Puerto Rico).

### **Inter-American University, School of Law**

San Juan, PR

*Adjunct Professor*,

*Courses*: Criminal Law (Spring 2016), Criminal Law Clinic (2006, 2007)

## TEACHING INTEREST

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Criminal Law & Procedure, Evidence, Law & Technology, International Criminal Law.

## RESEARCH INTEREST

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Surveillance Technologies, Abolition, Decolonial Theory, AI Ethics.

## SELECTED PRESENTATIONS

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Presenter, Panelist

- *Immigration Border Enforcement*, Forthcoming Nov. 2023
- *Subnational Dignity Rights in America*, Discussant for Prof. James May, October 2023
- *Diversity in the Legal Profession*, October 2023
- *LatCrit-SALT-ClassCrits Junior Faculty Development Workshop*, September 2023
- *Abolicionismo en Puerto Rico*, Taller psicoeducativo, August 2023
- *Second Annual Olivas Fellow Summer Writing Institute*, July 2023
- *AI and the Law*, University of Puerto Rico Law Review Panel, May 2023
- *Puerto Rico's colonial situation affects Public Defense*, Public Defenseless Podcast, April 2023
- *Decolonial Legal Tech*, Legal Innovation and Technology Conference, Suffolk Law, April 2023
- *Demystifying ShotSpotter*, CLE, Puerto Rico Association of Defense Attorneys, March 2023
- *Cumbre Afro*, University of Puerto Rico, March 2023
- *Job Talk presentation* – Delaware Law School, November 2022
- *Job Talk presentation* – Western New England Law School, October 2022
- *The Psychology of a Jury*, Auditorium, August 2022
- *Unanimous Jury Verdicts*, Auditorium, July 2022
- *Abolicionismo Penal en Puerto Rico*, Conversatorio Cátedra Jorge Russel, May 2022

- *Imaginar una Isla Segura*, Kilómetro Cero, April 2022
- *Es posible la rehabilitación*, 15to Simposio de Justicia, Colegio Universitario de SJ, April 2022.
- *Federal Rules of Evidence*, Fideicomiso UPR, April 2022
- *Federal Rules of Criminal Procedure*, Fideicomiso UPR, March 2022
- *Criminal Data and Cert*, Puerto Rico Association of Criminal Defense Attorneys, March 2022
- *Feminismo y el abolicionismo*, Abolicionista, November 2021
- *El medio ambiente*, Abolicionista, November 2021
- *La experiencia Latinoamericana*, Abolicionista, November 2021
- *Data and Criminal Law*, Real ML, October 2021
- *El 4to Poder*, Abolicionista, October 2021
- *Abolicionismo Penal*, Pontificia Universidad Católica de Puerto Rico, October 2021
- *Abolicionismo*, Taller Escuela de Liderazgo, August 2021
- *Religión y el Othering*, Abolicionista, June 2021
- *Derechos Humanos*, Abolicionista, June 2021
- *La Guerra Contra las Drogas*, Abolicionista, June 2021
- *Justicia Transformativa*, Abolicionista, June 2021
- *Planificación Urbana*, Abolicionista, May 2021
- *Espacios abolicionistas*, Abolicionista, May 2021
- *Tecnología y el movimiento*, Abolicionista, May 2021
- *The Death Penalty in Puerto Rico*, Mentas Abiertas, May 2021
- *Un movimiento social*, Abolicionista, May 2021
- *Cambiando el sistema*, Abolicionista, April 2021
- *Reduciendo los contactos con el sistema*, Abolicionista, April 2021
- *La Seguridad Pública*, Kilómetro 0, April 2021
- *Federal Rules of Evidence*, Fideicomiso UPR, April 2021
- *Federal Rules of Criminal Procedure*, Fideicomiso UPR, March 2021
- *Historia del Abolicionismo en Puerto Rico*, Abolicionista, March 2021
- *CARES Act en las cárceles*, UPR Tax Law Association, March 2021
- *Body worn Cameras in Puerto Rico*, Comunidad de Caguas, September 2020
- *Steps for a Criminal Justice Reform*, Publica, July 2020
- *Deep Fakes*, Developer's Circle - San Juan Chapter, July 2020
- *Facial Recognition, A.I., and the Law*, Auditorium, July 2020
- *Legal Tech Innovations in Law*, Microjuris, March 6, 2020
- *Legal Innovation Conference*, Emory University Law School, Tiger Law Program, February 2020
- *Automation for Solo Attorneys*, Caguas Chapter of the Puerto Rico Bar Association, February 2020
- *Tech tools for your law practice*, Puerto Rico Legal Tech. Speaker, November 2019.

## **SELECTED PUBLICATIONS, PRESS COLUMNS, INTERVIEWS, AND OTHER ENGAGEMENTS**

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- *COVID-19 y su Impacto en las Personas Privadas de Libertad* (April 2020). Available: [https://bit.ly/COVID19PR\\_PrivadosdeLibertad](https://bit.ly/COVID19PR_PrivadosdeLibertad) [Research Study on Conditions of Detention and Covid 19 in Puerto Rico].
- *¿Para qué ser abolicionista?* (May 2021). Available at: <https://medium.com/aboliconista/para-qu%C3%A9-ser-abolicionista-d94be64ede99>
- *Lo que la disidente no dice. Pueblo v. María Fernanda Hernández Fuentes*, 2021 T.S.P.R. 65, (June 2021). Available at: <https://medium.com/aboliconista/lo-que-la-disidente-no-dice-e17d08017b2d>
- *Vigilancia Virtual Universitaria* (Feb. 2021). Available at: <https://medium.com/aboliconista/vigilancia-virtual-universitaria-80ef0f8c6fba>
- *PS 85 - Ley de Liberación Compasiva* (Jan., 2021) Available at: <https://medium.com/aboliconista/p-s-85-b1931f6ba436>

- “De-car-ce-lar”: Estrategias para abolir las cárceles Part II (Jan., 2021). Available at: <https://medium.com/abolicionista/de-car-ce-lar-parte-ii-252d775d8918>
- The Geek in Review, Episode 70, A Chat about Chatbots and the Law with Katherine Lowry and Diego Alcalá (March, 2020). Available at: <https://www.geeklawblog.com/2020/03/the-geek-in-review-ep-70-a-chat-about-chatbots-and-the-law-with-katherine-lowry-and-diego-alcala.html>
- Tom Martin. “Puerto Rican Legal Tech is on the rise with Diego Alcalá” with host Tom Martin (May 2020). Available: <https://bit.ly/2WHVHxV>
- Kilometro Cero, “Hacinados en Confinamiento. COVID-19 en las cárceles” Facebook Live (May, 2020). Available at: <https://www.facebook.com/615129072159416/videos/175301880381241>
- ENDI, *Medidas concretas contra una epidemia en las cárceles* (March, 2020). Available: <https://www.elnuevodia.com/opinion/punto-de-vista/medidas-concretas-contra-una-epidemia-en-las-carceles/>
- ENDI, *Yo soy el abogado del Joker* (Feb., 2020). Available at: <https://www.elnuevodia.com/opinion/punto-de-vista/yo-soy-el-abogado-del-joker/>
- El sistema de injusticia criminal: Reforma de Justicia Criminal (Jan. 2020) Available at: <https://www.linkedin.com/pulse/el-sistema-de-injusticia-criminal-menores-en-puerto-rico-diego-alcala/?originalSubdomain=es>
- Microjuris, *Celulares incautados, implicaciones de derecho y tecnología* (August, 2019). Available at: [https://aldia.microjuris.com/2019/08/11/celulares-incautados-implicaciones-de-derecho-y-tecnologia/?fbclid=IwAR2X1PRIdVG4saasGVlukkgecpvIbZJ2zcdZ7DG2p4CrGCsQl\\_mGsGLYNF8](https://aldia.microjuris.com/2019/08/11/celulares-incautados-implicaciones-de-derecho-y-tecnologia/?fbclid=IwAR2X1PRIdVG4saasGVlukkgecpvIbZJ2zcdZ7DG2p4CrGCsQl_mGsGLYNF8)

## ACADEMICS

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**American University, Washington College of Law, LL.M.** Washington, D.C.

May 2008. International Law, Certificate on Human Rights Law, GPA: 3.84

- Prof. Robert K. Goldman – Dean’s Fellow

**Inter-American University, School of Law, J.D., magna cum laude** San Juan, PR

May 2005. Class Rank: Top 5%

- Inter-American University Law Review – Associate Editor
- Dean’s List

**Babson College, B.S., cum laude** Wellesley, MA

May 1998

- Major: Marketing and Quantitative Methods
- Honors: M.C.F.E. Award, Dean’s List, Student-Athlete Award

## PROFESSIONAL EXPERIENCE

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**Defensoría Legal LLC, Solo Attorney** San Juan, PR

Sept. 2017 – June 2023

- Criminal Justice Act Panel Attorney – Represent court appointed indigent defendants in federal court.
- Civil Rights litigator working on issues affecting incarcerated persons in Puerto Rico.
- Start-up law attorney counseling early-stage companies in general corporate law and contract matters.

**Sánchez, Ferrer and Alcalá LLC, Member** San Juan, PR

June 2013 – Sept. 2017

- Litigation attorney working on behalf of corporate clients on a variety of legal matters.
- Led the law firm’s efforts to assist early-stage startups with all matters related to corporate, and commercial contracts drafting.

**Federal Public Defender's Office, Assistant Federal Public Defender**

San Juan, PR

Aug. 2012 - June 2013

- Lead attorney in criminal jury trials representing indigents accused of federal felony cases.
- Researched and argued multiple briefs addressing specific criminal and constitutional matters before the courts.

**Office of the Public Defender, Assistant Public Defender**

Fairfax County, VA

Sept. 2009 - August. 2012

- Lead attorney in criminal jury trials representing indigents accused of felony and misdemeanor cases.
- Researched and argued multiple briefs addressing specific criminal and constitutional matters before the courts.
- Presented and argued multiple appeals petitions before Virginia's appellate courts.
- Advised on the possible immigration consequences of a criminal conviction.

**Devine, Connell, Sheldon & Flood, P.L.C., Legal Clerk**

Fairfax County, VA

May 2009 – Nov. 2009

- Prepared legal briefs addressing a variety of trial matters, including discovery, evidentiary issues and expert testimony.
- Researched legal arguments in the preparation of briefs presented before state and federal appellate courts.
- Performed research on the historical origins of public executions in Virginia.

**American Society of International Law, Legal Intern**

Washington, D.C.

*Task Force on US Policy toward the International Criminal Court*

Dec. 2008 – March 2009

- Assisted the Project Director in researching substantive legal issues, such as: the history of US policy towards ICC, compliance of the Rome Treaty with International Law, compliance of the Rome Treaty with the US constitution.
- Identified scholarly articles from legal experts in the development of the final report.
- Notes taker at all Task Force meetings and transcribed them for the official ASIL records.

**Due Process of Law Foundation, Legal Fellow**

Washington, D.C.

June – Dec. 2008

- Provided technical assistance to assure compliance in the national implementation of international treaties.
- Developed initiatives designed to increase access to marginalized populations to their country's judicial system.
- Assisted civil society in implementing effective mechanisms to evaluate judicial transparency.

**U.N. Committee Against Torture, Legal Intern**

Washington, D.C.

January – May 2008

- Evaluated Costa Rica's compliance with the Committee's recommendations and examined if these measures were compatible with the Convention's goals and purposes.

**Center for Human Rights and Humanitarian Law, Student Advisory Board**

Washington, D.C.

Jan. - Dec. 2008

- Coordinated the implementation of a course on teaching International Humanitarian Law in conjunction with the U.S. Delegation of the International Committee of the Red Cross geared for law professors.

**Inter-American Commission on Human Rights, *Legal Intern***

Washington, D.C.

Jan. – May 2008

- Analyzed the procedural and substantive merits of multiple petitions and determined their admissibility.
- Produced legal briefs analyzing domestic law and its impact to the principles of the Inter-American Convention of Human Rights and the American Declaration

**Sociedad para la Asistencia Legal, *Assistant Public Defender***

Bayamón, PR

Feb. 2006 – Dec. 2007

- Lead attorney in over 50 criminal trials representing indigents accused of felony cases.
- Performed all discovery including on-site visits, documentary review, client and witness interviews.
- Prepared multiple briefs addressing a variety of legal issues presented in felony trials.
- Assisted attorneys with legal research and cross examinations dealing with forensic sciences and prisoner rights.

**Department of Treasury, Commonwealth of Puerto Rico**

San Juan, PR

Sept. 2005 – Dec. 2005. *Clerk, 2005 Tax Code Reform (IRS Committee)*

- Researched substantive and procedural matters of the proposed changes to the tax code.
- Performed comparative studies of state and federal tax code provisions.

**Vázquez, Vizcarrondo & Angelet, LLP. *Legal Clerk,***

San Juan, PR

May 2003 – May 2005

- Drafted motions for discovery, answers to complaints, summary judgments, appellate briefs, and others.
- Assisted attorneys with the preparation of the lay and expert witnesses.

**LEGAL TECHNOLOGY PROJECTS**

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- Created a streamlined system that allows victims to request a *pro se* protective order or an Urgent Mental Health Order from a mobile device.
- Produced an automated tool that allows renters to request a rental forbearance from their landlords pursuant to the CARES Act. result of the COVID-19.
- Developed a chatbot for disaster aid legal services using IBM Watson.
- Automated indigency calculator to assist legal service providers to quickly assess a client's eligibility for services.
- Launched an online marketplace, Tiago, to assist legal professionals identify and hire potential service providers.

**TECHNOLOGY EDUCATION**

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- Python for Data Science, AI using IBM Watson, Introduction to Artificial Intelligence, Building AI Chatbots without coding, Executive Data Science Specialization, Data Science in Real Life Certification.

**BAR MEMBERSHIP AND ASSOCIATIONS**

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- Admitted in Virginia, Puerto Rico, United States District Court of Puerto Rico, First Circuit Court of Appeals.
- Board Member: Puerto Rico Association Criminal Defense Lawyers, Taller Salud of Puerto Rico, Past President of the International Law Section of the Puerto Rico Bar Association.